

**DIRECTORS' MEETING
MONDAY, JUNE 14, 2004 - 11:00 A.M.
CONFERENCE ROOM 113**

I. MAYOR

1. Washington Report - June 4, 2004.

II. CITY CLERK

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

PATTE NEWMAN

1. **OUTSTANDING Request to Ernie Castillo, Wynn Hjermstad, Marc Wullschleger, Urban Development Department/ Terry Bundy, LES/ Allan Abbott, Public Works & Utilities Director/Mike DeKalb, Marvin Krout, Planning Department/Lynn Johnson, Parks & Recreation Director - RE: Signs or banners identifying individual neighborhoods - (For Witherbee and Eastridge area) - (RFI#20 - 3/24/04). — 1.) SEE RESPONSE FROM TERRY BUNDY, LES RECEIVED ON RFI#20 - 4/12/04.**
2. **OUTSTANDING Request to Nicole Fleck-Tooze, Dennis Bartels, Allan Abbott, Public Works/ Tonya Skinner, Dana Roper, City Law Dept./Marvin Krout, Planning - RE: A resident of the Easthart Neighborhood a problem they had in their development - the commons area between 78th St. & Maxey School - (RFI#21- 4/29/04). — 1.) SEE RESPONSE FROM DENNIS BARTELS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#21 - 5/24/04. — 2.) Response from Dennis Bartels, PW received on RFI#21 - 06/04/04 (Same response as 1.) —**

3. **OUTSTANDING** Request to Nicole Fleck-Tooze, Allan Abbott, Public Works & Utilities Department - RE: A constituent in the 8200 block of "A" Street - the City is asking their homeowner's association to pay for maintenance of a commons area - (RFI#22 - 4/29/04). — **1.) SEE RESPONSE FROM GARY LACY, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#22 - 6/07/04 - RE: CARRIAGE PARK DETENTION POND.**
4. **OUTSTANDING** Request to **Allan Abbott, Public Works & Utilities Director/Dana Roper, City Law Department** - RE: The Infrastructure Financing Meeting on 5/18/04 - subject of wheel tax was raised (RFI#24 - 5/19/04)

TERRY WERNER

1. Request to Police Chief Casady - RE: Speeding in residential areas (RFI#128 - 5/25/04) **RESPONSE RECEIVED FROM POLICE CHIEF CASADY ON RFI #128 - JUNE 10, 2004 (See Attached)**
2. Request to Vince Mejer, Purchasing - RE: Notice to Bidders 04-088 (RFI#129 - 6/03/04)

GLENN FRIENDT

1. Request to Lynn Johnson, Parks & Rec. Director - RE: South Salt Creek Community Organization concerns (RFI#33-5/25/04)

JON CAMP

1. E-Mail to Jon Camp from Lori Scott, Distance Learning Help Desk, Nebraska Educational Telecommunication - RE: 4000 South Folsom St. Yankee Hill-(See E-Mail)
2. E-Mail to Jon Camp from Christy Koranda - RE: S. 80th Street - addresses the barricade issue - (See E-Mail)
3. E-Mail from Jon Camp - RE: Gene Morrissey - expressed concerns about the 79th & Van Dorn traffic light for students - (See E-Mail)

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE DEPARTMENT/CITY TREASURER

1. Material from Don Herz, Finance Director & Melinda J. Jones, City Treasurer - RE: Resolution & Finance Department Treasurer of Lincoln, Nebraska - Investments Purchased May 24, 2004 thru May 28, 2004.

HEALTH DEPARTMENT

1. NEWS RELEASE - RE: Sweating Out The Heat - (See Release)
2. NEWS RELEASE - RE: Local Health Department Offers Same Day Testing For HIV - Lincoln/Lancaster County Health Department offers a confidential OraQuick HIV test in recognition of National HIV Testing Day-(See Release)

LIBRARY

1. NEWS RELEASE - RE: Bookmark Contest Winners Announced "Discover New Trails @ your library!" - (See Release)

LINCOLN/LANCASTER COUNTY EMERGENCY MANAGEMENT

1. NEWS RELEASE - RE: More Volunteers Needed On Thursday, Friday and Saturday To Assist With Continuing Hallam, Lancaster County Cleanup Effort-(See Release)
2. NEWS RELEASE - RE: County Releases Time Frames For Debris Removal - Target date for completion is June 30 - (See Release)

PLANNING

1. Letter from Becky Horner RE: Stone Bridge Creek 5th Addition Final Plat #04037

PLANNING COMMISSION FINAL ACTION

1. Special Permit No. 04020 (Limited landfill - S.W. 27th and West "O" Streets) Resolution No. PC-00871.

2. Preliminary Plat No. 04003 - Whitetail Run (Northwest of S.W. 14th Street and Bennet Road) Resolution No. PC-00873.
3. Special Permit No. 04021 (Church steeple/ornamental spire - S. Folsom & Pioneers Blvd.) Resolution No. PC-00867.
4. Special Permit No. 04024 (On-sale alcohol - The Ville Grille - 2701 North 48th Street) Resolution No. PC-00869.
5. Special Permit No. 04022 (On-sale alcohol - Four Suns Restaurant, 3239 S. 13th Street) Resolution No. PC-00868.
6. Special Permit No. 1763A (Sand, soil and gravel excavation - No. 70th Street and Arbor Road) Resolution No. PC-00866.
7. Preliminary Plat No. 04005 - Burlington Northern Industrial Center (N. 63rd Street and Fletcher Avenue) Resolution No. PC-00872.
8. Special Permit No. 04026 (Club/fitness center - Madonna - Pine Lake Road & Stephanie Lane) Resolution No. PC-00870.
9. Preliminary Plat No. 04008 - Boulder Ridge (S. 84th Street and Pine Lake Road) - Resolution No. PC-00877
10. Special Permit No. 04027 - Early Childhood Care Facility - 3336 North 10th Street Resolution No. PC-00878
11. Special Permit 04028 - Accessory Building for Wireless Facility - 1212 N.W. 48th Street - Resolution No. PC-00874
12. Special Permit No. 04029 - Soil Excavation - S. 88th Street & "A" Street) Resolution No. PC-00875

PUBLIC WORKS & UTILITIES DEPARTMENT

1. Response Letter from Scott Opfer to Don Burbach - RE: Concerns for traffic safety at the intersections of 27th & Fairfield and 48th & "A" Street - (See Letter)

2. NEWS RELEASE - RE: East-Bound Lanes Of "O" Street To Close Friday Morning - (See Release)
3. Response E-Mail from Allan Abbott to Carol Brown - RE: Sidewalks -(See E-Mail)

REAL ESTATE DIVISION

1. Interoffice Memo from Clinton W. Thomas - RE: Vacation of South 49th Street; Prescott to Lowell-(See Memo)
2. Interoffice Memo from Clinton W. Thomas - RE: Vacation of North 21st Street between Vine and W Streets and adjacent to east-west alley 21st to 22nd Street-(See Memo)
3. Interoffice Memo from Clinton W. Thomas - RE: Street & Alley Vacation No. 4002 North 47th Street; W St. to MoPac Railroad-(See Memo)

C. MISCELLANEOUS

1. E-Mail from Andrew H. Carter - RE: During one of her many surfing sessions, she happened across one link concerning Melissa J. Harrington - (See E-Mail)
2. Letter from Donald P. Finch - RE: Left Turn Signals - concerned about the use of the existing left-hand turn signals at the intersections of 66th & Holdrege, 70th & Holdrege and 56th & South Streets - (See Letter)
3. Letter & Material from Marty Shrader, Bid Specialist, Video Service of America - RE: City of Lincoln Bid #04-110 for Television Studio Equipment - Due: April 21, 2004 - (See Material)
4. E-Mail from Christy Koranda - RE: Would like a response from the Council as to why South 80th Street between Nob Hill Road and Dougan Drive has been barricaded yet again - (See E-Mail)
5. E-Mail from Chris Barnett - RE: Writing with a deep concern regarding the possibility of not having school resource officers next year - (See E-Mail)

6. E-Mail from Carol Brown - RE: Sidewalks - (See E-Mail)
7. E-Mail from Lyle Bigley - RE: Apparently the response time for my neighborhood is longer then require according to the Fire Chief - (See E-Mail)
8. RECALL AFFIDAVIT from Michael Kane against Coleen Seng, Mayor of the City of Lincoln.

IV. DIRECTORS

V. CITY COUNCIL MEMBERS

VI. ADJOURNMENT

House-Senate T-21 Conference Ready To Begin

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Washington Report
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JUN 04 2004

OFFICE

Washington Report

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Budget

House appropriators move forward without a budget resolution. The FY 2005 appropriations process began officially this week, with subcommittees marking up spending bills for the Interior Department and Homeland Security Department. The markups followed the distribution earlier in the week of FY 2005 subcommittee allocations by House Appropriations Committee Chairman Bill Young (R-FL).

Subcommittee allocations are usually made each year only after Congress approves a budget resolution that sets the spending caps for various federal functions. However, passage of the FY 2005 budget resolution in the Senate continues to be bogged down over budget rules that would mandate offsetting spending reductions for increases in mandatory spending or tax cuts. While discretionary spending increases must currently be offset, a group of moderate Republican Senators are insisting such "pay as you go" rules apply to tax cuts as well. GOP leadership in the House and Senate oppose this change, as they believe it would jeopardize chances of making the President's tax cuts of 2001 and 2003 permanent.

Sensing that a budget resolution was nowhere in sight, Young decided to get the ball rolling and asked his subcommittee Chairmen to begin consideration of their bills based on levels similar to those included in the House-approved budget resolution. While subcommittee Chairmen have been lamenting tight budget caps all year, two of the 13 subcommittees received allocations that were less than their FY 2004 levels -- Agriculture (0.4 percent reduction) and Transportation-Treasury (over 10 percent reduction).

However, most subcommittees dealing with domestic discretionary spending only received small increases that are not expected to cover all

their needs, much less inflation. For instance, veteran's groups have been lobbying hard for a \$1.2 billion increase in VA programs, but the subcommittee with jurisdiction over the agency has only \$2.1 billion (2.3 percent) more than FY 2004 to fund not only VA but HUD, EPA, NASA, and several other federal agencies. As has been the case recently, the Defense Department is expected to be the big winner in FY 2005, with increases for the Defense (7 percent), Military Construction (7.4 percent), and Foreign Operations (10.9 percent) subcommittees. The Commerce-Justice-State subcommittee (5.9 percent) and the Homeland Security subcommittee (5.3 percent) also fared well, while Labor-HHS-Education (2.4 percent), Energy and Water Development (2.7 percent), and Interior (0.9 percent) received much smaller increases.

Meanwhile, there were reports last week that the White House is planning on proposing additional cuts to almost every agency dealing with domestic spending programs in 2006, including a number of programs the President has been touting on the campaign trail. A memo from the White House budget office to those agencies outlines suggested reductions to programs in areas such as education, veteran's programs, job training, homeownership, medical research, science, the environment, and even homeland security. The White House responded that the memo was only "routine planning guidance" and in no way represented final decisions on its FY 2006 budget proposal.

Transportation

House names conferees for highway, transit bill. Clearing the final roadblock in proceeding to Conference on the TEA-21 reauthorization bill, the House this week appointed 52 conferees to the joint House-Senate Conference Committee that will produce the final version of the six-year surface transportation bill. Conferees will have less than a month to complete work on the

reauthorization bill, as the current extension is set to expire on June 30. Many within the transportation industry have expressed that if conferees are unable to meet the June 30 deadline, a fourth temporary extension of existing law would be through the November election, possibly well into 2005.

The sudden flurry of action began over two weeks ago, as Senate Leaders reached a compromise on naming their conferees before leaving town for the Memorial Day Recess. Given the late timing of the Senate agreement, the House waited until returning from the break to appoint their conferees. The House conferees will join 21 Senate conferees to negotiate the differences between the House-passed \$284 billion bill (HR 3550) and the Senate-passed \$318 billion bill (S 1072). Conferees will also have to deal with interference from the White House, which has threatened to veto any bill that exceeds their \$256 billion proposal. Senate Environment and Public Works Committee Chairman James Inhofe (R-OK) will chair the conference, and he said this week he hopes to gather the group on June 9. There have been reports of a few staff-level meetings, but only procedural issues were addressed.

Conferees representing the Transportation and Infrastructure Committee are: Chairman Don Young (R-AK), Ranking Member James L. Oberstar (D-MN), and Reps. Tom Petri (R-WI), Sherwood Boehlert (R-NY), Howard Coble (R-NC), John J. Duncan (R-TN), John L. Mica (R-FL), Peter Hoekstra (R-MI), Vernon Ehlers (R-MI), Spencer Bachus (R-AL), Steve LaTourette (R-OH), Gary Miller (R-CA), Dennis Rehberg (R-MT), Bob Beauprez (R-CO), Nick Rahall (D-WV), William O. Lipinski (D-IL), Peter A. DeFazio (D-OR), Jerry Costello (D-IL), Eleanor Holmes Norton (D-DC), Jerry Nadler (D-NY), Robert Menendez (D-NJ), Corrine Brown (D-FL), Bob Filner (D-CA), and Eddie Bernice Johnson (D-TX).

Conferees representing the House Budget Committee are Chairman Jim Nussle (R-IA), Ranking Member John Spratt (D-SC), and Rep. Christopher Shays (R-CT). Conferees representing the House Ways and Means

Committee are Chairman Bill Thomas (R-CA), Ranking Member Charles Rangel (D-NY), and Rep. Jim McCrery (R-LA). Conferees representing the House Science Committee are Chairman Wayne Gilchrest (R-MD), Ranking Member Bart Gordon (D-TN), and Rep. Randy Neugebauer (R-TX).

Conferees representing the House Rules Committee are Chairman David Dreier (R-CA), Ranking Member Martin Frost (R-TX), and Rep. Pete Sessions (R-TX). Conferees representing the House Resources Committee are Chairman Richard Pombo (R-CA), and Reps. James Gibbons (R-NV), and Ron Kind (D-WI). Conferees representing the House Judiciary Committee are Chairman F. James Sensenbrenner (R-WI), Ranking Member John Conyers (D-MI), and Rep. Lamar Smith (R-TX). Conferees representing the House Government Reform Committee are Chairman Tom Davis (R-VA), Ranking Member Henry Waxman (D-CA), and Rep. Edward Schrock (R-VA).

Conferees representing the House Energy and Commerce Committee are Chairman Joe Barton (R-TX), Ranking Member John Dingell (D-MI), and Rep. Charles Pickering (R-MS). Conferees representing the House Education and the Workforce Committee are Ranking Member George Miller (D-CA), and Reps. Cass Ballenger (R-NC), and Judy Biggert (R-IL).

The 24 conferees from the Transportation and Infrastructure Committee are allowed to negotiate on all provisions of the bill, except for the revenue title. The remaining conferees can only participate on certain portions of the bill as designated by the House Parliamentarian. House Majority Leader Tom DeLay (R-TX) was also appointed as a "roving conferee" who can sit in on all negotiations, and is representing House Speaker Dennis Hastert (R-IL).

Republican Senators named to the conference are: Senate Environment and Public Works Committee Chairman James M. Inhofe (OK), Senate Transportation and Infrastructure Subcommittee Chairman Christopher S. Bond (MO), Senate Finance Committee Chairman Charles E. Grassley

(IA), Senate Budget Committee Chairman Don Nickles (OK), Senate Commerce Committee Chairman John McCain (AZ), Senate Banking Committee Chairman Richard C. Shelby (AL), Senate Majority Whip Mitch McConnell (KY), John Warner (VA), George Voinovich (OH), Orrin Hatch (UT), and Trent Lott (MS).

The Independent and Democratic Senators on the conference are: Senate Minority Leader Tom Daschle (SD), Senate Environment and Public Works Committee Ranking Member James M. Jeffords (I-VT), Senate Transportation and Infrastructure Subcommittee Ranking Member Harry Reid (NV), Senate Finance Committee Ranking Member Max Baucus (MT), Senate Budget Committee Ranking Member Kent Conrad (ND), Senate Commerce Committee Ranking Member Ernest F. Hollings (SC), Senate Banking Committee Ranking Member Paul Sarbanes (MD), Bob Graham (FL), Joseph Lieberman (CT), and Barbara Boxer (CA).

Many within the transportation community have stated that DeLay may be more committed to fixing the "donor-donoree" issue than he is to finishing a bill this year. DeLay and other lawmakers from Texas, Florida and Michigan, which pay more into the Highway Trust Fund than they receive in return, want more than the current 90.5 percent minimum guarantee in federal highway dollars. The House bill maintains the current 90.5 percent minimum guarantee, while the Senate bill would increase the return to all states to 95 percent by FY 2009, with many states only reaching that level in the last year of the six year bill.

House panel sets FY2005 Transportation funding levels In related news, the House Appropriations Committee Chairman Bill Young (R-FL) this week released FY 2005 funding allocations for his 13 subcommittees, including for the Transportation-Treasury panel. Citing the current fiscal conditions, tight budget caps imposed by the President, and necessary increases in defense and homeland security spending, Young warned Members of a difficult appropriations season ahead.

While 11 of the 13 subcommittees will see increases over FY 2004 funding levels, the Chairman's recommendation cuts spending for the Transportation-Treasury account by \$2.9 billion, or 10.3 percent for FY 2005. As a result of the reduction, the Transportation-Treasury bill is expected to be one of the last of the 13 bills to be considered by Congress, as additional revenues are sought.

Homeland Security

Committee rivalries, regional differences produce competing first responder bills. Two House committees marked up legislation (HR 3266) that would authorize \$3.4 billion a year for first responder grants to state and local governments. However, the bill cleared by the Transportation and Infrastructure Committee on Wednesday differs greatly from that approved by the Energy and Commerce Committee the following day. The House Judiciary Committee is scheduled to consider the bill next week.

As originally approved by the Select Homeland Security Committee, the legislation calls for allocating funds based on an evaluation of a potential threat from terrorist attack to a region's infrastructure and population. Grants are currently allocated on a formula based largely on population, with each state guaranteed a minimum of the funding. Critics argue that the current allocation does not direct funds to major metropolitan areas where they are most needed. Although the Select Committee on Homeland Security approved the measure unanimously in March, many rural lawmakers criticized the bill while several committee chairmen claimed partial jurisdiction over the bill.

No committee chairman was as vocal as Transportation and Infrastructure Committee Chairman Don Young (R-AK), whose criticism went beyond the bill in question to a full scale lament about the creation of the Department of Homeland Security two years ago and to vows that he would do all he could to stop the Select Committee on Homeland Security from

gaining permanent status and further eroding his Committee's jurisdiction over homeland security and emergency management issues.

During his Committee's consideration of the bill, lawmakers adopted an amendment offered by Economic Development, Public Buildings and Emergency Management Subcommittee Chairman Steve LaTourette (R-OH) that would reverse the allocation of funds called for in the original bill. As approved by the Committee, the bill would retain the current funding formula and would guarantee all states at least 0.6 percent of each year's funding. Similar to the original version of the legislation, the approved bill would also require states to achieve a minimum set of response and equipment capabilities and have an approved response plan before they are eligible to receive any federal funding. It would also expand the focus of the first responder grant program to include preparation for "all hazards" as opposed to only those related to terrorism.

A different scenario played out the following day when the Energy and Commerce Committee took its turn. As a senior Member of the Energy and Commerce Committee, bill sponsor and Select Committee on Homeland Security Chairman Christopher Cox (R-CA), limited the changes made to his bill. Only two minor changes were made, one eliminating language that would create a first responder task force to help create standards on first responder training and equipment and the other adding language calling for closer cooperation between the Department of Homeland Security and the Department of Health and Human Services on bioterrorism.

Speaking in support of his approach, Cox took aim at Young's approach, arguing that he wants to create a program that simply doles out money across the board rather than targeting federal funding where it is most needed. A statement issued by Cox said, "It should come as no surprise that the Transportation and Infrastructure Committee is trying to fund homeland security like a big highway project. This

[program] should be about assessing risk, not feathering nests back home."

When the House Judiciary Committee considers the bill next week, it is expected to endorse Young's approach, setting up a showdown between the competing versions of the bill that will have to be ironed out in the Rules Committee before the bill reaches the House floor.

Homeland Security

House panel slashes first responder funding. The House Homeland Security Appropriations Subcommittee approved legislation that would provide \$31.9 billion for the Department of Homeland in FY 2005, \$1.6 billion more than FY 2004 funding levels but \$309 million less than President Bush requested.

Despite the overall increase in funding, the bill calls for major cuts to local government programs in order to direct more funding to aviation security. Though Subcommittee press releases describe the \$4.1 billion that the bill would provide for first responder programs and terrorism preparedness grants, it is impossible not to notice that this proposed funding level would be over \$1 billion less than FY 2004 funding for first responder programs.

Leading the way in cuts, funding for the State Homeland Security Grant program would decline by about \$450 million, or 26 percent, to \$1.24 billion, one year after the program already suffered a \$177 million cut. Defending the cut, Subcommittee Chairman Harold Rogers (R-KY) said the first responder cuts are justified because "billions in unspent grant money is clogged in state coffers." However, his argument ignores the fact that the fault lies with the states and that first responders at the local level are eager to receive funding from the state. It also ignores the fact that even though some grant money has yet to be actually spent, most of it has been obligated and that even after this money is spent, most local governments still have pressing needs in this area.

Funding for Firefighter Assistance Grants would fall by \$146 million, or 20 percent, to \$600 million. To date, much of this funding has gone to small town and rural fire departments and this cut would come at a time when metropolitan fire departments are poised to begin receiving grants.

On a brighter note, funding for the Urban Area Security Initiative, which directs funding to high-threat, high-density urban areas, would increase 38 percent to \$1 billion, including \$100 million for rail security grants. However, authorizing legislation (HR 3266) pending in the House would eliminate this program, putting its long-term future beyond FY 2005 in doubt (see related story).

Other highlights of the bill include:

- \$125 million in FY 2005 funds for port security grants (same as FY 2004)
- \$153 million for the Emergency Food and Shelter Program (same as FY 2004)
- \$150 million for the Flood Map Modernization Program (\$200 million in FY 2004).
- \$1.4 billion for aviation baggage screening, including \$269 million to install in-line explosive detection systems at airports.

The full Appropriations Committee is scheduled to consider the bill next Wednesday, June 9.

Housing

House committee clears zero downpayment measure. The House Financial Services Committee approved legislation (HR 3755) that would allow the Federal Housing Administration (FHA) to insure mortgages obtained without a down payment. Modeled on an Administration proposal, the bill would help an estimated 150,000 families who meet FHA creditworthiness requirements and are able to afford a monthly mortgage payment but lack the savings for a down payment.

As cleared by the Committee, the bill would require participants to receive pre-purchase counseling and would call for full disclosure of the incremental costs of the loan. Under the bill, FHA would be allowed to charge up to 2.25 percent in up-front premiums and 0.55 percent in annual premiums for insuring the loans. The up-front premium could be rolled into the principal amount of the loan. The bill would also require lenders to fully disclose the cost of these loans compared with traditional FHA loans or conventional loans.

During its consideration of the bill, the Committee made four changes to the bill as approved last month by the Housing Subcommittee. An amendment offered by Committee Chairman Michael Oxley (R-OH) would limit the size of apartment buildings eligible for the mortgages to three unit buildings rather than four, would require the program to be reauthorized in five rather than seven years, would limit the program to 10 percent of all FHA loans rather than 30 percent and would require counseling for buyers receiving the loans.

Proponents of the bill tout it as a complement to the American Dream Downpayment Program, created last year, which provides downpayment assistance to low- and moderate-income families. The idea of zero down payment loans first came to the Subcommittee's attention last year during consideration of the American Dream legislation.

The bill now heads to the House floor, though it is unclear when the full House will consider it. There is not a similar bill pending in the Senate.

In a related item, the Department of Housing and Urban Development last week made some alterations to its recent changes in the Section 8 assisted housing voucher program. In April, HUD published an announcement changing the manner in which Section 8 funds were distributed from a unit-based to a block grant-style formula. The rule announced that HUD would distribute funds to housing agencies based on their August, 2003

levels, with adjustments for inflation coming being made later. The rule has sparked a significant outcry from public housing agencies, most of whom will experience funding cuts based on the changes.

In response, HUD has kept the bulk of the rule in place, but will now provide adjustments for inflation up-front, rather than at a later date.

Arts & Recreation

House subcommittee clears Interior spending bill. The House Interior Appropriations Subcommittee approved an FY 2005 Interior Department bill that rejects the Administration's requests for increased spending on the arts and humanities and eliminates funding for federal land acquisition for conservation purposes.

As cleared by the Subcommittee, the bill would provide only \$50 million under the Land and Water Conservation Fund (LWCF) for land acquisition for conservation purposes by the Bureau of Land Management, the Fish and Wildlife Service, the National Park Service and the Forest Service, enough for emergency purchases and to manage ongoing purchases. The Administration requested \$314 million for such purchases and the Subcommittee's funding level would mark the first time in 40 years that no funding was provided for such purchases. The program was funded at \$225 million in FY 2004 and is authorized at \$900 million.

State grants under the LWCF would also be cut, though not as severely, falling \$3 million to \$91 million. Opponents of federal land purchases argue that the federal government already owns too much land and needs to concentrate on maintaining what it already owns. However, environmentalists, preservationists and recreation advocates argue that federal purchases are necessary to protect land facing development pressures near rapidly urbanizing metropolitan areas.

Other highlights of the bill include level funding for both the National Endowment for the Arts and the National Endowment for the Humanities at \$120 million and \$138 million respectively.

The full Appropriations Committee is scheduled to mark up the bill next Wednesday, June 9.

Faith Based Initiative

White House to target perceived discrimination of faith-based groups on the local level. President Bush addressed a gathering of 1,600 religious leaders in Washington, DC this week at the White House National Conference on Faith-Based and Community Initiatives. While the President highlighted his record in making it easier for such groups to qualify for federal social services funding, other White House officials claimed that there was much discrimination of faith-based groups on the local level and that they would work to "level the playing field" for them.

Throughout his term in office, the President has promoted the idea of making religious groups eligible for more federal aid. However, attempts to do so through the legislative process have been thwarted in Congress, particularly by Democrats in the Senate who object to the idea of allowing groups to use discriminatory hiring practices while receiving federal aid. The President then circumvented Congress by signing a series of Executive Orders that eased eligibility rules of federal programs for religious groups so that they would not have to separate their religious activities from their social service activities.

At the conference this week, Jim Towey, director of the White House Office of Faith-Based and Community Initiatives, said the Bush Administration will focus increasingly on winning similar changes from state and local governments. "At the federal level, we've cleared the brush and have close to a level playing field," Towey said. "At the state and local level, there's a lot of examples of discrimination against

faith-based groups. If they're administering federal dollars, they need to have a level playing field, too."

Towey provided no details on how the White House planned to seek such changes.

Federal Register

The following notices were printed in the Federal Register this week. Further information may be obtained from this office.

Department of Health and Human Services, June 1: The Administration for Children and Families, Administration on Children, Youth and Families, Family Youth Services Bureau has announced that it is accepting applications for its FY 2004 Family Violence Prevention and Services grant. The purpose of this program is to provide funding for the development and implementation of effective strategies to help prevent adolescent dating violence. It is anticipated that there will be \$450,000 in FY 2004 funding available to fund approximately 6 grant awards. Applications for this funding opportunity are due July 16, 2004 and may be obtained online at www.grants.gov. (Pages 30933-30943)

Department of Health and Human Services, June 1: The Administration for Children and Families has announced a correction to the Street Outreach program announcement that was printed on April 27, 2004. In the original announcement, applicants were required to provide a 10 percent match of total project costs. That statement is amended to require applicants to provide a 10 percent non-federal match. (Page 30943)

Department of Education, June 1: The U.S. Department of Education has announced the availability of funds for the Safe Schools/Healthy Students Grant program. The purpose of the program is to provide Local Educational Agencies (LEAs) with financial assistance in order to create and implement a comprehensive community-wide plan to ensure a safe and drug free

school environment and to promote healthy childhood development in youth. The total program funding is estimated to be \$42 million. Approximately 20 awards will be given with an award floor of \$1 million and an award ceiling of \$3 million. Eligible applicants include small businesses, LEAs or consortia of LEAs that have not received funding under the Safe Schools/Healthy Students initiative during any previous fiscal year. Applications are due on July 9, 2004 and can be obtained at www.ed.gov. (Grants.gov)

Department of Health and Human Services, June 3: The Centers for Disease Control and Prevention, Procurement and Grants Office has announced the availability of funds for the Linkage to HIV Care Demonstration Project. The program's purpose is to link socio-economically disadvantaged HIV-infected persons recently diagnosed at publicly funded U.S. clinics to HIV care providers. The total program funding is \$1.75 million and 9 awards of about \$275,000 are expected to be given. Eligible applicants include state governments and nonprofits having a 501(c)(3) status with the IRS, other than institutions of higher education. Applications are due on July 23, 2004 and can be obtained at www.cdc.gov. (Pages 31384-31388)

Department of Education, June 4: The Department of Education has announced a regulation to ensure that all faith-based organizations are able to compete equally with other organizations for funding by the U.S. Department of Education. This regulation is in response to an executive Order by the President to all departments to make certain that there is equal opportunity for all organizations, within the framework of constitutional church-state guidelines. (Pages 31707-31715)

JUN 04 2004

CITY COUNCIL
OFFICE

M e m o r a n d u m

To: Patte Newman, City Council

From: Dennis Bartels, Engineering Services

Subject: RFI #21 - Drainage Improvements Hartland Homes East

Date: May 21, 2004

cc: Nicole Fleck-Tooze
Marvin Krout
Allan Abbott
Tonya Skinner
Dana Roper
Karen Sieckmeyer
Maggie Kellner
Tammy Bogenreif

The approved drainage study for Hartland Homes East Addition showed a storm water detention facility in the northwest corner of that addition. As part of the detention facility, the plans showed construction of low flow liners through the detention area and west to a pipe outlet that the detention and accompanying low flow liners would be built with the detention within 2 years after the final plat that included the detention area, which was by February 2, 2000. At that time, no sureties were required for detention facilities. In retrospect, Public Works could have requested a surety for the low flow liner portion of the detention facility but did not.

Without a surety forcing construction is difficult. The subdivision ordinance has since been modified to require a surety to give the City leverage in such instances.

Complicating this situation is that the outlot where detention is located has been modified and included in the Edenton North Plats to the north. Duane Hartman of Hartland Homes in telephone conversations has stated to me that he would complete the construction and repair the eroded areas.

The City Attorney's office, at Public Works request in 2003, has investigated taking legal action to force the construction. To date, no formal action has been taken. My understanding from discussion with the City Attorney's office is that action would need to be taken against the owner of the outlot.

When sureties are in place for private improvements, Public Works relies on a certification from the developer's engineer that the construction is complete before a surety is released. Drainage improvements in a subdivision are the responsibility of Public Works. Non-compliance by a developer requires that the Law Department get involved.

As noted earlier, additional sureties are now required to aid in the enforcement of timely construction of subdivision requirements. Even with sureties, there are instances where various subdivision improvements are not installed in the prescribed time frames. In my experience, the City has seldom found it necessary to call a surety and perform the construction.

Nicole Fleck-Tooze, Dennis Bartels,
Allan Bott, Public Works/Tonya
Referred to: Skinner, Dana Roper, Law/Marvin
Krout, Planning

REQUEST FOR INFORMATION
COUNCIL OFFICE

April 29, 2004

4040236

By: Patte Newman - #21
(Council Member)

Date

REQUEST: RE: A resident of the Easthart Neighborhood a problem they had in their
development - the commons area between 78th Street & Maxey School

Would you please respond to the attached E-Mail and send me a copy of the response.

Thanks.

- Patte Newman

cc: Mayor's Office

RESPONSE (Indicate action taken):

By:

Dennis Bartels

Date

5-21-04

memo

COMMENTS:

PLEASE RESPOND WITH 15 COPIES/tig



"Patte Newman"
<newman2003@neb.rr.
com>

To: <TBogenreif@ci.lincoln.ne.us>
cc:
Subject: RFI # ??? 21 ???

04/28/2004 01:24 PM

Patte
RFI # 21
1

Tammy

Please send the following RFI to Nicole Fleck-Tooze, Dennis Bartels, and Allan Abbott of Public Works, Tonya Skinner and Dana Roper in Legal and Marvin Krout in Planning.

Approximately two years ago a resident of the Easthart Neighborhood contacted me about a problem they had in their development. In accordance with the preliminary plat, the developer was required to make improvements to the commons area which was then supposed to be turned over to an Easthart homeowners association. This individual provided me with copies of correspondence dating back to September of 2001 with both Public Works and Hartland Homes.

At that time (around October of 2003) I discussed the matter with several Public Works officials, as well as Planning Department officials and everyone agreed the work was necessary for the developer to fulfill his obligations in accordance with approved plans. I assumed it was being taken care of. When I was elected to the Council, I was told that Darrell Podany and Jon Camp were handling the issue, which was appropriate since it is the SE district, so I have not followed up any further. However, it has come to my attention this week that, although there has been a parade of Public Works officials out to the site over the past couple years, neighbors report nothing has been done.

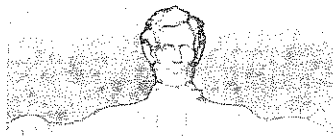
The area is the commons area between 78th Street and Maxey School. According to my contact, Edenton North is going in to the Northwest so this area is filling in and the neighbors are concerned for the safety of the school children in the area.

Please let us know:

- 1) How long do developers have to complete their obligations as required in the platting process?
- 2) How much longer must the neighbors wait for this particular issue to be resolved?
- 3) As indicated in this week's floodplain regulation pre-council regarding 404 permits there generally does not seem to be a governmental process for follow-up to ensure that things are done properly unless complaints are made. In the case with Easthart, what department is responsible for ensuring that all expected improvements are done? Do we have a point person to follow through?
- 4) How can we prevent this from happening in the future? Was this just an odd case or are there more out there?

Thanks.

RECEIVED
APR 29 2004
CITY COUNCIL
OFFICE



CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Street Operations
Public Works and Utilities Department
Allan Abbott, Director
901 North 6th Street
Lincoln, Nebraska 68508-2315
402-441-7701
fax: 402-441-8194

June 4, 2004

Patte Newman
City Council
555 S. 10th Street
Lincoln, NE 68508

RECEIVED
JUN 07 2004
CITY COUNCIL
OFFICE

Patte
RFI #22

RE: Carriage Park Detention Pond - RFI #22

Ms. Newman:

I am in receipt of Request for Information #22, dated April 29, 2004, to the Public Works and Utilities Department concerning Carriage Park detention ponds (See Attachment A).

City staff visits detention/retention sites on a complaint basis, when a drainage issue is noticed by city staff and on a periodic rotation basis. The intent of such visits are to insure that private improvements are maintained as shown on the approved plans and/or subdivision agreement. Inadequate or no maintenance of detention/retention sites may adversely impact adjacent residents, maintenance, and downstream public drainage systems. Examples of adverse impacts include increased chance of flooding, excessive sediment in drainage ways, mosquito habitat creation, unsafe conditions and detrimental effects to water quality.

The first written contact with Carriage Hills was on July 23, 2003 (See Attachment B). It was requested by the City in that letter that the volunteer trees within the cell be removed and concerns were stated regarding standing water. Volunteer trees which are not part of the approved plans can take up storage and reduce capacity, and also pose a risk of blocking drainage outlets during a storm event.

The association responded that they would remove the trees as requested (See Attachment C) and subsequently did remove the trees.

A second letter was sent to the association on December 2, 2003 (See Attachment D), as a result of a follow up site visit. In this letter an erosion problem was noted and action was requested. As stated in the letter, this item was not observed during the initial site visit due to the high volume of trees. Attached for your use are before and after pictures of the site (See Attachment E).

In partial response to the 4/28/04 e-mail, the detention ponds historically and currently receive storm drainage from up- gradient areas. These ponds were designed and constructed to receive stormwater from upstream areas and to detain it to protect adjacent and downstream residences/infrastructure, and as such need to be maintained in a proper manner. Maintenance efforts for the detention sites should not be considered as a problem, but as normal and typical maintenance responsibilities of the owner.

The City is currently in the process of generating a handbook to provide further guidance of homeowner's associations who are responsible for maintenance of private drainage facilities. It is our intent to make this handbook available in the short term and we hope that it will provide assistance and answer questions for associations needing to maintain drainage facilities.

Thank you for your time regarding this matter. I can be contacted at 441-4957 about this facility and other questions or concerns regarding the City of Lincoln's inspection of these facilities.

Sincerely,

A handwritten signature in dark ink, appearing to read "Gary Lacy". The signature is fluid and cursive, with the first name "Gary" and last name "Lacy" clearly distinguishable.

Gary Lacy
Senior Engineering Specialist
Watershed Management Division

cc: Mayor Coleen J. Seng
City Council
Allan Abbott, Nicole Fleck-Tooze, Ben Higgins (Public Works and Utilities)
Rick Peo (Law)

Referred to: Public Works

(A)

REQUEST FOR INFORMATION
COUNCIL OFFICE

404 0232

By: Patte Newman - #22
(Council Member)

April 29, 2004
Date

REQUEST: RE: A constituent in the 8200 block of "A" Street - the City is asking their
homeowner's association to pay for maintenance of a commons area

Would you please respond to the attached E-Mail and send me a copy of the response.

Thanks.

- Patte Newman

cc: Mayor's Office

RESPONSE (Indicate action taken):

By:

Date

COMMENTS:

PLEASE RESPOND WITH 15 COPIES/tig



"Patte Newman"
<newman2003@neb.rr.
com>

To: <TBogenreif@ci.lincoln.ne.us>
cc:
Subject: Another RFI.

04/28/2004 01:40 PM

Patte Newman
4/28/04
20

Tammy

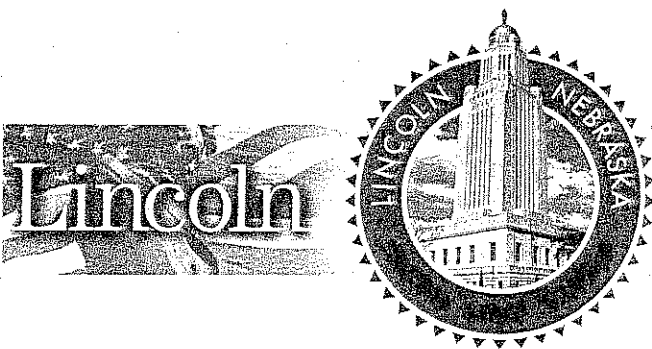
Please send the following to Nicole Fleck Tooze and Allan Abbott of Public Works.

A constituent in the 8200 block of A Street said the City is asking their homeowner's association to pay for maintenance of a commons area necessitated by stormwater runoff from a drain off the street that spills through their property. He claims they already invested about \$1600 to remove trees from the common area as requested by the City which he, personally, feels made the situation worse.

He is very concerned that problems from somewhere else will continue to create maintenance problems in their commons area and asked if this can be addressed.

Please let me know the history on this one. Thanks.

RECEIVED
APR 29 2004
CITY COUNCIL
OFFICE



Nebraska's Capital City

July 23, 2003

Rogene Godeker
8220 A Street
Lincoln, NE 68510

Re: Detention Ponds on Carriage Park

Dear Ms. Godeker:

In part due to the proposed development at Carriage Hill 4th Addition, the Public Works and Utilities Department made a site visit on 6/18/03 to the detention ponds at 81st and A Street.

The following observations were made at the site:

- Volunteer tree growth in the detention ponds need to be removed as they take up storage capacity and could pose a risk of blocking drainage outlets during a storm event.
- Potential standing water in the detention ponds.

Per our research it has been determined that Carriage Park Condominium is the owner of the property where the detention ponds are located. As the owners of the property, Carriage Park Condominium needs to adequately maintain the ponds. The listed documents (attached) are what our opinion is based upon:

- Executive Order No. 050656 (Section IV.1 ^B~~A~~) which details some of the maintenance requirements, and;
- Condominium Declaration (Instr. No. 96-001847) transferring those requirements to Carriage Park.

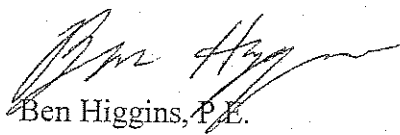
It has been relayed to Public Works and Utilities that you and other Carriage Park Condominium residents feel that removal of trees is not possible due to this being a wetland. In response, there is no mention of these to be maintained as wetlands in the original plat or the above agreements. We have also discussed this situation on other detention ponds (that are designated as being wetlands) with the US Corps of Engineers who have stated that the removal of volunteer trees is not incompatible with wetlands in these types of situations.

Given that Carriage Hills Park Condominium is required to maintain the ponds, Public Works and Utilities is requesting that the volunteer trees be removed from both detention ponds at Carriage Hills and that the issue of potential standing water be addressed.

(B)

Please respond to us in writing by August 18, 2003 with your schedule for dealing with the above listed issues. I can be contacted at 441-7589 with your questions and concerns. I or one of our staff is also available to meet with Carriage Park Condominium to go over your concerns and questions.

Sincerely,



Ben Higgins, P.E.
Public Works and Utilities

cc: Nicole Fleck-Tooze, Gary Lacy, Public Works and Utilities
Rick Peo, Law Department
Leon Marquart, Health Department

✓ FILE
C

Carriage Park Association

82nd and A Streets

Lincoln, Nebraska 68510

Mr. Ben Higgins, CFM, P.E.
Senior Engineer
Watershed Management
Public Works/Utilities Department
901 N. 6th Street
Lincoln, Nebraska 68508

Dear Mr. Higgins:

The Carriage Park Association has taken action on your letter of 23 July, 2003, regarding the detention ponds on our property at approximately 83rd and A Streets.

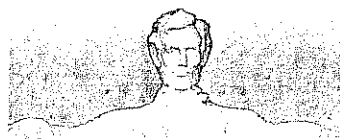
The Association has contracted with Hofeling Enterprises, Inc. to cut down the trees within the boundaries of the ponds, to chip and shred the logs and branches and leaves, and to haul the debris away from the property. They are to begin the clearing within the next few weeks, and the work should be completed well before the autumnal monsoon begins.

Mrs. Rogene Godeker, our President, has been in contact with you by telephone, but this letter is intended to be a formal and permanent notification that the work has been contracted out and that the work on the ponds will be completed promptly and neatly.

Our association is happy to work with the city and its planners to effect whatever changes are necessary to make the City of Lincoln a better place in which to live and prosper, and we are especially indebted to you, and to those who alerted you to our deficiency, for calling our small problem to our attention.

Yours appreciatively,

The Carriage Park Association



CITY OF LINCOLN
NEBRASKA

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Street Operations
Public Works and Utilities Department
Allan Abbott, Director
901 North 6th Street
Lincoln, Nebraska 68508-2315
402-441-7701
fax: 402-441-8194

December 2, 2003

Rogene Godeker
8220 "A" Street
Lincoln, NE 68510

RE: Detention Pond on Carriage Park

Dear Ms. Godeker:

On Monday, November 24, 2003, a follow up inspection of the detention pond in Carriage Park was made by the Watershed Management Division of the Lincoln Public Works and Utilities.

In a letter dated July 23, 2003, a few items were requested to be repaired or corrected. Those items have been repaired or corrected to the satisfaction of this office, however, due to the high volume of volunteer trees, one item was overlooked. This item is the erosion occurring at the existing flared end section at the southeast corner of the cell that is adjacent to "A" Street. Presently, the flared end section is starting to separate at the joint and large tree roots are exposed causing the area around the pipe to become unstable.

The City of Lincoln Watershed Management Division requests that the roots be removed, the banks be regraded and reshaped and that additional rip rap be put in place.

It is requested that a response be provided by December 19, 2003 to this office regarding your intent on the above item.

Thank you for your time regarding this matter. I can be contacted at 441-4957 about any questions or concerns regarding the City of Lincoln's follow up inspection of this site.

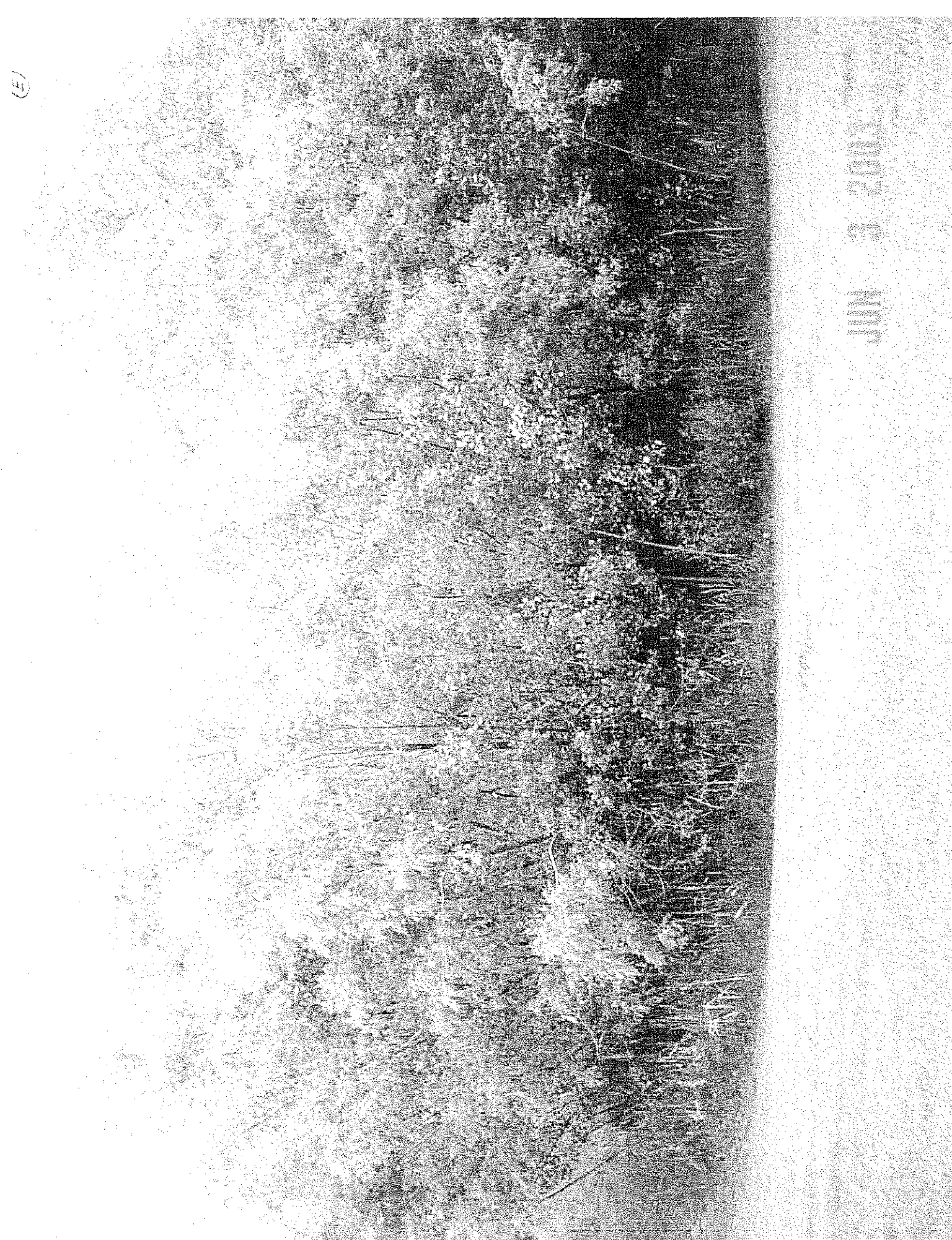
Sincerely,

Gary Lacy
Engineering Specialist
Watershed Management Division

cc: Nicole Fleck Tooze, Ben Higgins (Public Works & Utilities)
Rick Peo (Law Department)

LINCOLN

The Community of Opportunity



Inlet So. Pond



Referred to: Police Chief Casady

in Response
6-10-04

REQUEST FOR INFORMATION
COUNCIL OFFICE

By: Terry Werner - #128
(Council Member)

May 25, 2004 **RECEIVED**
Date

MAY 27 2004

REQUEST: RE: Speeding in residential areas

LINCOLN POLICE
DEPARTMENT

Would you please respond to the attached E-Mail and send me a copy of the response. Please
respond to me. Thanks.

- Terry Werner

cc: Troy Henggeler
3920 S. 78th Street (06) - **FOR YOUR INFORMATION - COPY OF REQUEST SENT BY
COUNCIL MEMBER, NO RESPONSE REQUIRED FROM YOU**

Mayor's Office

RESPONSE (Indicate action taken):

By: _____

Date

6-9-04

Response attached

RECEIVED

JUN 10 2004

CITY COUNCIL
OFFICE

COMMENTS:

PLEASE RESPOND WITH 15 COPIES/tjg

Susan M Hale
05/24/04 03:57 PM

To: tgrammer@ci.lincoln.ne.us
cc:
Subject: RFI:Speeding/Schs/Res.

Referred to: Chief Casady, Police Dept.

RFI #128

REQUEST FOR INFORMATION
COUNCIL OFFICE

By: Terry Werner
(Council Member)

Date: May 24, 2004

REQUEST: RE: Speeding in residential areas.

I received the following information/complaint from a citizen. Please respond.

The constituent, who lives near Lux Middle School, states that vehicles routinely speed through the neighborhood at rates of 40-50 mph; noting, because of the school, it is a high-traffic area. The complainant, while acknowledging the limitations of the police force being everywhere, has expressed the following:

- He has called the police three times regarding the problem, and an electronic speed sign was set up for one day which hasn't adequately addressed the problem.
- It seems police focus more on speeding on arterials, not residential streets,
- There is a high risk to children, including fatalities, of vehicles speeding through residential areas.
- Areas with schools, are subject to greater risk because of the high concentration of children and, as noted above, the increased traffic.
- Speeding, in general, is a growing problem throughout the city.

The constituent has suggested some solution might come from:

- (1) greater police presence in neighborhoods near schools, and
- (2) increasing fines for speeding in residential areas.

Please advise me on the following:

1. Is it possible to have more police patrolling neighborhoods with schools nearby during peak times?
2. Do you think fines should be increased for speeding in residential area?
3. Are there potential solutions to, or methods for reducing, speeding in general, including on arterials and all residential areas, not just those with schools nearby?
4. What can the City Council do to help address the problem?

Thank you.

Please respond to: Terry Werner

cc: Troy Henggeler

RECEIVED
MAY 25 2004
CITY COUNCIL
OFFICE

3920 S. 78th St.
Lincoln, NE 68506

Mayor's Office

=====

===

RESPONSE (Indicate Action Taken): By: _____ Date: _____

Memorandum



To: Terry Werner
CC: City Council Members, Mayor Seng
From: Chief Tom Casady
Date: June 9, 2004
Re: Response to RFI 128

1. I think we spend about as much time on traffic enforcement around schools as we can, in light of our other responsibilities and the number of available officers. Schools have always been and will always be a priority. Lux is certainly not the only school with traffic problems. I hear the same concerns regularly from parents or administrators at Pyrtle, Roper, Elliott, Clinton, Hill, Scott, Humann, Campbell, Morely, Rousseau, Northeast, Southeast, North Star, Huntington, Hartley, Goodrich, Saratoga, Prescott, Irving and others. Each school and each parent feels that the problems around their school are greater than others. There are 66 schools serving grades K-12 in Lincoln. On average, we have less than 40 uniformed officers on duty at any given time, day or night. Even if there were no traffic collisions, domestic assaults, mentally health crises, shoplifters, disturbances, stalled vehicles, burglaries, landlord-tenant disputes, court appearances, City Council meetings, training sessions, personnel hearings, reports to be written, and so forth, we would still not have enough officers to be in the area of much more than half the schools as the children are coming and going in the morning and afternoon. Of course, this is not the case, and at many times of the day we have a computer screen full of calls awaiting an available officer for dispatch. As I write this memo at 2:13 PM on June 9, 2004, we are holding an alarm (which will require a minimum of two officers), a hit & run accident, a medical emergency, a vandalism, and an indecent exposure.

During peak traffic hours around schools—the afternoon dismissal time—we are also forced to conduct a shift change, in advance of the oncoming rush hour—so we must draw down our coverage slightly as we rotate new officers on duty at 2:30, 3:30, and 4:00 PM. Shift starting times are constrained in any urban setting by the need to avoid morning and evening rush hours and the peak times that surround last call at bars. As a result, you will find the major shift change times within an hour of 6:30 AM, 3:00 PM, and 11:00 PM in almost all cities.

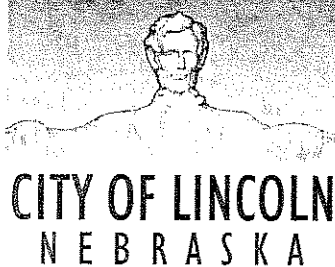
Departments of our size typically use overlapping shifts and staggered start times as methods for reducing the impact of shift changes on street coverage.

We write a huge number of speeding tickets: 17,233 last year, along with 5,503 warning tickets. If it were spread evenly across the population, this would be about 1 in every 5 licensed drivers in the city. This is a very large number for a department of our size. In addition, we do two highly-publicized speed enforcement projects specifically targeting school zones every year. This is certainly not the only school zone enforcement we do, rather, it is our attempt to raise public awareness through the media and through publicizing a “crackdown.”

2. Increasing fines in school zones would be unlikely to change things much in my opinion. The fine is already doubled in school zones, and I don't think an increase would significantly affect driver behavior. In my opinion, so long as the fine has reached a level that is truly significant, a higher amount has little additional impact. Here in Lincoln, a school zone speeding ticket and court costs will set you back a minimum of \$91.50 (for speeding up to 10 MPH in excess of the limit) and a maximum of \$441.50 for 20 MPH or greater). I think these are quite significant, and that increases would have little incremental value. In my view, and that of most of the research literature on deterrence, increasing the *perception of likelihood of apprehension* has a much stronger deterrent effect than increasing the *severity* of the resulting punishment. To that end, targeted enforcement projects accompanied by lots of media coverage serve a valuable purpose. In addition, enforcement on arterials exposes many more motorists to the sight of an officer with a speeder pulled over than the same stop on a quiet residential street—although we do a great deal of radar enforcement on the feeder streets in residential areas and those adjacent to school grounds, as well. Since several schools either abut arterial streets or serve a large number of students who cross arterial streets, much of our school enforcement activity will be on these higher-speed streets, such as 70th and Monterrey, 20th & Superior, 84th and S. Hazelwood, Coddington and W. South, 20th and South, and so forth.
3. I believe that highly-visible school crossing guards help reduce speeding. The sight of someone standing on the corner in a traffic vest (or better yet, a uniform and a traffic vest) causes people to think, and thinking people will generally reduce their speed. Some schools here in Lincoln use volunteers for this purpose, and in some cities, school districts provide paid uniformed school crossing guards. I am a firm believer in maximizing design and engineering solutions. Wider streets and deeper setbacks tend to result in more speeding. Traffic calming devices, conversely, such as roundabouts and diverters, help reduce speeding. Compare the traffic speeds in Woodshire, with 26 ft. streets, roundabouts, curves, and mature street trees with the speeds along the expansive stretch of 40 ft. wide Beaver Creek Lane adjacent to Humann Elementary School

and Cripple Creek Park. Calvert Elementary School is a good example. Although we have a serious congestion problem on 46th Street, we certainly don't have a speeding problem. Automated sign boards with radar displays of speeds help, such as those at 14th and Warlick and 70th and Cornhusker. All of these come with a cost, and with their own set of pros, cons, and impediments. Automated photo speed and/or red light enforcement is especially effective, but probably generates the most serious public debates and heated opposition, as well as requiring enabling legislation that has not passed in the Nebraska unicameral on several past attempts initiated by the City of Omaha. Significantly more police officers per capita, of course, makes it possible for us to conduct more targeted traffic enforcement activities in school zones. With the smallest police department per capita in the State of Nebraska, and one of the smallest in the United States, this is only one of many service areas where we are unable to meet the demand.

4. More could be done with more resources. Money is the primary impediment, although for some of the most effective strategies, such as traffic calming strategies and photo enforcement, building community support would be a necessary first step. If the City Council chose to fund a significant quantity of such items as automated radar speed boards, school crossing guards, and more police officers assigned to traffic duty, we could write more tickets and deter more speeders. If the Council wanted to both fund and fight the battles for more traffic calming devices and photo speed enforcement, we could have an even greater impact. Beyond that, I don't have any good suggestions for reducing speeding with the same resources.



Lincoln Police Department
Thomas K. Casady, Chief of Police
575 South 10th Street
Lincoln, Nebraska 68508

402-441-7204
fax: 402-441-8492



MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

June 8, 2004

Troy Henggeler
3920 S. 78th Street
Lincoln, NE 68506

Dear Mr. Henggeler:

Unfortunately, I am not surprised to hear your concerns about speeding in a residential area and/or speeding near a school; with over 70 schools city wide, this is an all too common complaint that I hear on a regular basis. Team officers and School Resource officers divide their time for traffic enforcement around the schools, and when specific complaints are received, as in your case, special attention is given to the problem. In the recent past, beyond time that the School Resource Officer spent in the Lux area, officers devoted almost eight hours on four separate dates conducting selective enforcement. In addition, as you mentioned in your email, the mobile radar unit was set up in an attempt to help educate drivers about their speeds.

Your email suggests greater police presence in neighborhoods with schools and increasing fines for speeding in residential areas as two solutions. In my opinion, fines for speeding in a residential area, which includes doubling fines for speeding in a school zone, are adequate. There is no doubt that officer presence is a deterrent to speeding; when drivers see a police cruiser they will usually slow down. On most days our street complement is around 40 officers give or take a vacation or two; that means that if all officers had absolutely nothing else to do at peak school times, we would still not have enough officers to cover every school.

A copy of your email has been forwarded to Captain Koluch who is the supervisor for this team area, for review. If you have further questions or concerns, please contact her at 441-7755.

Sincerely,

THOMAS K. CASADY
Chief of Police



A nationally accredited law enforcement agency





CAMPJON@aol.com

06/07/2004 06:25 PM

To: jray@ci.lincoln.ne.us (City Council)

cc:

Subject: Fwd: 4000 South Folsom St. Yankee Hill

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

----- Message from Lori S Scott <lscott@unlnotes.unl.edu> on Mon, 7 Jun 2004 10:54:17 -0500 -----

To: jcamp@ci.lincoln.ne.us

Subject 4000 South Folsom St. Yankee
: Hill

We are unable to attend the meeting but would like for you to hear from us. We want to be annexed into the city as we are in need of city water. Its going to happen in the near future anyway. And for us to sink a well, and then have to come back and pay to tap on to the water line, just is NOT fair to us. And at this point we have no funds to sink a \$5000.00 well. If we want to be annexed into the city that should be for us to decide, not our neighbors.

Lori Scott
Distance Learning Help Desk
Nebraska Educational Telecommunication
402-472-9333 Ext 538
lscott2@unl.edu

RECEIVED
JUN 08 2004
CITY COUNCIL
OFFICE



JonCampCC@aol.com

06/08/2004 05:55 PM

To: JRay@ci.lincoln.ne.us, amcroy@csiadmin.com,
newman2003@neb.rr.com, ksvoboda@alltel.net, twernerink@aol.com,
JCookcc@aol.com, glenn@friendt.com, mayor@ci.lincoln.ne.us
cc: dpodany@ci.lincoln.ne.us (Darrell Podany), crstnol@neb.rr.com
(Christy Koranda)

Subject: S 80th Street

This email was received from Christy Koranda and addresses the barricade issue that was presented to us yesterday, Monday, June 7, 2004.

In view of the repeated violation of Ms. Koranda's yard by vehicles detouring around the barricade, I am of the opinion that prompt action needs to be taken to remove the barricade. I cite the S. 84th Street construction and public safety as two additional reasons for removal.

Thank you for your consideration of my request and action as soon as possible. Originally, there was merit in placing a temporary barricade, but the current state of events warrants a reversal of that decision.

Thank you.

Jon Camp

Office: 474-1838
Home: 489-1001
Cell: 560-1001

RECEIVED
JUN 09 2004
CITY COUNCIL
OFFICE



JonCampCC@aol.com

06/09/2004 02:39 PM

To: dpodany@ci.lincoln.ne.us (Darrell Podany), jray@ci.lincoln.ne.us

cc:

Subject: Gene Morrissey

Darrell:

I ran into Gene Morrissey at the Post Office this morning. He expressed concerns about the 79th & Van Dorn traffic light for students.

Specifically, he inquired why it cannot be rebuilt at the intersection rather than 75 feet away. He said middle school students will not walk 75 feet to a pedestrian crossing. . . I think he is right. FYI, Gene served with the Nebraska State Patrol for 30 years.

I advised Gene that I believe there were some federal regulations but that I would check.

Please put this on the Directors' Agenda and remind me to inquire of Allan Abbott.

I have always questioned putting the pedestrian crossings away from intersections because I agree that students just will not walk the extra distance. Adults won't either.

Gene's address, tel #"

8030 Brookfield Drive
Lincoln NE 68506
Telephone: 489-2579

Jon Camp

Office: 474-1838
Home: 489-1001
Cell: 560-1001

RECEIVED
JUN 09 2004
CITY COUNCIL
OFFICE

RECEIVED
JUN 07 2004
CITY COUNCIL
OFFICE

RESOLUTION NO. A-_____

BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of
Lincoln, Nebraska:

That the attached list of investments be confirmed and approved, and the City
Treasurer is hereby directed to hold said investments until maturity unless
otherwise directed by the City Council.

INTRODUCED BY:

Approved:

Don Herz, Finance Director

Approved this ____ day of _____, 2004

Mayor

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JUN 07 2004
CITY COUNCIL
OFFICE

**FINANCE DEPARTMENT
TREASURER OF LINCOLN, NEBRASKA
INVESTMENTS PURCHASED
MAY 24 THRU MAY 28, 2004**

On May 24, 2004, we cashed \$4,600,000 from the Wells Fargo Dreyfus Government Fund, we added to this amount and purchased a \$5,000,000 Certificate of Deposit at Wells Fargo maturing August 19, 2004, yielding 1.22% for the Short-Term Pool.

A \$2,000,000 Certificate of Deposit matured at USBank on May 24, 2004, we reinvested this amount in a FFCB at par, maturing November 24, 2006, yielding 3.02% for the Medium Term Pool.

May 25, 2004, we cashed \$328,000 from the USBank First American Government Obligation Fund and reinvested \$115,000 for the Short Term Pool as follows:

\$70,000	Wells Fargo Dreyfus Government Fund
\$45,000	Union Bank Nebraska Public Agency Investment Trust

May 26, 2004, we cashed \$215,000 from the USBank First American Government Obligation Fund and reinvested \$150,000 in the Wells Fargo Dreyfus Government Fund for the Short Term Pool.

May 27, 2004, a \$5,000,000 Certificate of Deposit matured at USBank, and we also cashed \$860,000 from Wells Fargo Dreyfus Government Fund, we then reinvested \$2,338,000 in the Short Term Pool as follows:

\$85,000	Union Bank Nebraska Public Agency Investment Trust
\$253,000	USBank First American Government Obligation Fund
\$2,000,000	USBank Business Money Market

May 28, 2004, In the Short Term Pool we cashed \$550,000 in the Wells Fargo Dreyfus Government Fund, and reinvested \$155,000 in the USBank First American Government Obligation Fund.

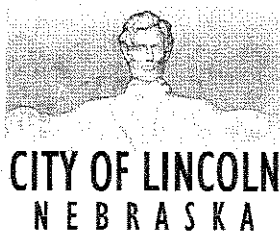
On May, 28, 2004 a \$2,000,000 FNMA Note was called for the Medium Term Pool, then we reinvested in a \$2,000,000 FNMDN at a discount of 99.7206389, costing 1,994,412.78, maturing August, 25, 2004, yielding 1.152052.

A \$2,000,000 FNMA Note was called for the Medium Term Pool, we added to that amount and invested in a \$2,500,000 FHLB Note, discounted 99.7156944, costing \$2,492,892.36, maturing August 25, 2004, yielding 1.17250.

We respectfully request approval of our actions.

Don Herz, Finance Director

Melinda J. Jones, City Treasurer



NEWS RELEASE

MAYOR COLEEN J. SENG



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

3140 N Street, Lincoln NE 68510 • Phone: 441-8000

Fax: 441-8323 or 441-6229

FOR IMMEDIATE RELEASE:

June 7, 2004

FOR MORE INFORMATION:

Brian Baker, 441-8046

Carol Mitchell, 441-6294

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JUN 08 2004

CITY COUNCIL
OFFICE

SWEATING OUT THE HEAT

With summer comes high heat and humidity. Bruce Dart, Director of the Lincoln-Lancaster County Health Department, reminds us to take necessary precautions to protect ourselves from the heat. "We need to pay close attention to how our bodies are reacting to the heat and sun, and take special care to protect infants, young children, and the elderly."

The Lincoln-Lancaster County Health Department recommends that if you are going to be working or exercising outdoors in the heat that you follow these guidelines:

- Try to minimize or not exercise outdoors when the air temperature is over 90 degrees Fahrenheit or if the humidity exceeds 75 percent. When both the temperature and the humidity exceed these guidelines it is best to postpone your workout or to move your workout indoors. When the temperature and humidity exceed these guidelines the body's sweat does not evaporate quickly enough to cool the body off adequately. Body temperatures can quickly raise to dangerous levels where functioning of major organs can be compromised.
- Going to the pool during hot weather can be dangerous if you are not careful. While you are in the water, your body still needs fluids. Taking frequent drink breaks, using sunscreen, and regularly getting into the shade will protect you from too much sun exposure.
- Drink fluids (water) regularly before, during and after your workout. Drink 8-12 ounces of water before you workout, and continue to take in 8 ounces of water every 15 to 20 minutes during your workout. After your workout is finished, drink 16 ounces of fluids for every pound of weight lost during the workout.
- Avoid post-workout beverages that contain caffeine, alcohol or large amounts of sugar.
- STOP EXERCISING if you feel dizzy, faint and/or nauseated! These can be early warning signs of heat exhaustion or heat stroke.
- If you are going to exercise outside in the heat, try to get your workouts done before 10 a.m. or start after 4 p.m. so you avoid the hottest times of the day.

-more-

- Wear loose-fitting, light colored clothing as well as a hat and sunglasses. Choose workout clothes that are made of light-weight breathable material and be sure to apply a sunscreen with a SPF level of 15 or higher on all body parts that will be exposed to the sun. Re-apply sunscreen every 2 to 3 hours that you are in the direct sunlight.

Look for the Warning Signs of Heat Stroke and Heat Exhaustion

Heat Exhaustion: heavy sweating, muscle cramps, paleness, tiredness, dizziness, headache, nausea or vomiting, fainting. The skin may be cool and moist while the pulse may be fast and weak. The breathing rate will be fast and shallow. Heat exhaustion can progress to heat stroke.

What to do with someone with heat exhaustion:

Get them to drink cool, non-alcoholic beverages and rest. Get them to take a cool shower or sponge bath and get them to an air-conditioned environment. Seek medical attention if the conditions continue for more than 1 hour.

Heat Stroke: extremely high body temperature (exceeding 103 degrees F), red, hot, and dry skin (no sweating), rapid, strong pulse, throbbing headache, dizziness, nausea, confusion, unconsciousness.

What to do with someone with heat stroke: Get immediate medical attention.

The Apparent Temperature chart below will help you find out what the air feels like. For example, enter the table from the top with an air temperature of 90°. From the left, using 60 percent humidity, move to the right to where the columns intersect to find the apparent temperature of 100°.

APPARENT TEMPERATURE

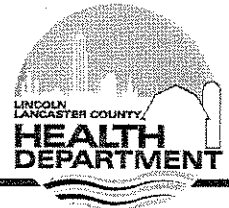
Relative Humidity	Air Temperature										
	70	75	80	85	90	95	100	105	110	115	120
0%	64	69	73	78	83	87	91	95	99	103	107
5%	64	69	74	79	84	88	93	97	102	107	111
10%	65	70	75	80	85	90	95	100	105	111	118
15%	65	71	76	81	86	91	97	102	108	115	123
20%	66	72	77	82	87	93	99	105	112	120	130
25%	66	72	77	83	88	94	101	109	117	127	139
30%	67	73	78	84	90	96	104	113	123	135	148
35%	67	73	79	85	91	98	107	118	130	143	
40%	68	74	79	86	93	101	110	123	137	151	
45%	68	74	80	87	95	104	115	129	143		
50%	69	75	81	88	96	107	120	135	150		
55%	69	75	81	89	98	110	126	142			
60%	70	76	82	90	100	114	132	149			
65%	70	76	83	91	102	119	138				
70%	70	77	85	93	106	124	144				
75%	70	77	86	95	109	130					
80%	71	78	86	97	113	136					
85%	71	78	87	99	117						
90%	71	79	88	102	122						
95%	71	79	89	105							
100%	72	80	91	108							

GENERAL HEAT STRESS INDEX

DANGER CATEGORY	APPARENT TEMPERATURE	HEAT SYNDROME
Extreme Danger	Greater than 130	Heatstroke or sunstroke imminent
Danger	105-130	Sunstroke or heat exhaustion likely, heatstroke possible with prolonged exposure and physical activity.
Extreme Caution	90-105	Sunstroke and heat exhaustion possible with prolonged exposure and physical activity.
Caution	80-90	Fatigue possible with prolonged exposure and physical activity.



NEWS RELEASE



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

3140 N Street, Lincoln NE 68510 • Phone: 441-8000

Fax: 441-8323 or 441-6229

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JUN 08 2004

CITY COUNCIL
OFFICE

FOR IMMEDIATE RELEASE: June 7, 2004

FOR MORE INFORMATION: Thurman Hoskins, Jr., Community Health Educator,
441-6248 or Shannon E. Williams, Community Health
Educator, 441-6243

LOCAL HEALTH DEPARTMENT OFFERS SAME DAY TESTING FOR HIV

*Lincoln-Lancaster County Health Department offers a confidential OraQuick HIV test
in recognition of National HIV Testing Day*

The Lincoln-Lancaster County Health Department (LLCHD) offers HIV counseling and testing Monday through Friday, every week. On Monday, June 28, from 8:00am to 6:00pm, LLCHD is offering the OraQuick test at no cost, no appointment needed. LLCHD is promoting testing with the rapid test on this day in recognition of National HIV Testing Day, and to encourage people who may not otherwise take the time to get tested or make an appointment to find out their HIV status. Persons interested in finding out if they have HIV infection can come to the local Health Department without an appointment, and in most cases find out the same day the results of their test.

Voluntary confidential counseling, testing, and referral programs (CTR) provide individuals an opportunity to learn their current HIV status, receive confidential counseling about any behavioral changes needed to avoid infection or infecting others, and receive information and referrals to additional prevention programs, medical care or other services. The Centers for Disease Control and Prevention estimate that between 850,000 and 900,000 Americans are infected with HIV. One hundred-eighty thousand to 280,000 do not know they are infected.

The standard HIV antibody tests take two weeks to receive the results. The currently approved rapid HIV tests take as little as 20 minutes for results to be completed.

To get more information on OraQuick tests or National HIV Testing Day, call the Lincoln-Lancaster County Health Department at 441-8065.

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CITY COUNCIL
OFFICE



NEWS RELEASE

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Lincoln City Libraries - 136 S. 14th Street - Lincoln, NE 68508

Phone: 402-441-8500; Fax: 402-441-8586; Email: library@mail.lcl.lib.ne.us

FOR RELEASE: June 7, 2004

CONTACT: Pat Leach, Youth Services Supervisor

PHONE: 402-441-8565

E-MAIL: p.leach@mail.lcl.lib.ne.us

Bookmark Contest Winners Announced **"Discover New Trails @ your library!"™**

Lincoln City Libraries is delighted to announce the winners of its annual summer reading program bookmark contest. Winning bookmarks will be available throughout the summer at all public libraries beginning June 15, 2004.

Congratulations to the following winners, who submitted designs based on the 2004 summer reading program theme, "Discover New Trails @ your library!"™

Preschool	Macey Bryan	Parkview Christian School
Kindergarten	Claire Maguire	North American Martyrs
First Grade	Anne Greff	Greff Home School
Second Grade	Mackenzie Haszard	Reflections of the Holy Family
Third Grade	Molly Keane	North American Martyrs
Fourth Grade	Phong Hoang	Elliott Elementary
Fifth Grade	Nate Thyparambil	Faith Lutheran School
Sixth Grade	Grace Kluck	Goodrich Middle School
Seventh Grade	Terra Garay	Oak Valley School
Eighth Grade	Michela Coniglio	Irving Middle School

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Lincoln - Lancaster County Emergency Management

NEWS RELEASE

LANCASTER COUNTY EMERGENCY MANAGEMENT
575 S. 10th Street, Lincoln, NE 68508

RECEIVED
JUN 07 2004
CITY COUNCIL
OFFICE

FOR IMMEDIATE RELEASE: June 7, 2004

FOR MORE INFORMATION: Kerry Eagan, Lancaster Co. Commissioners, 441-6865
Dave Norris, Citizen Information Center, 441-7547

MORE VOLUNTEERS NEEDED ON THURSDAY, FRIDAY AND SATURDAY TO ASSIST WITH CONTINUING HALLAM, LANCASTER COUNTY CLEANUP EFFORT

Lancaster County Emergency Management and Volunteer Partners are requesting an additional 200 to 250 volunteers on Thursday, June 10 through Saturday, June 12 to assist with the continuing cleanup effort in Hallam and other parts of Lancaster County. No individual volunteers are being recruited for today through Wednesday due to the cleanup operation now being in the "heavy equipment phase."

Volunteers **must** check in at the Emergency Volunteer Center at the Princeton Countryside Alliance Church, 24005 South 12th Street, in Princeton. They can check in as early as 7:30 a.m. and up until 1 p.m. Volunteers will be checked in at the church and bused to assigned areas for cleanup.

A daily summary and breakdown of volunteers registered in Princeton, as well as other information regarding the disaster cleanup effort, can be found on the county website, lanaster.ne.gov, by clicking on the "Lancaster Co. Disaster Relief Effort" link.

Individuals wishing to volunteer will need to wear proper clothing, including gloves and heavy shoes. Sun screen and bug spray are also recommended.

Any groups wanting to volunteer are encouraged to call the Emergency Volunteer Center at Princeton Countryside Alliance Church with your group name, group total, date and time when your group is available, as well as any resources or equipment the group can bring.

For more information on the volunteer effort, contact Volunteer Partners in Lincoln at (402) 435-2100, or the Princeton Countryside Alliance Church at (402) 798-7318.



Lincoln - Lancaster County Emergency Management

NEWS RELEASE

LANCASTER COUNTY EMERGENCY MANAGEMENT
575 S. 10th Street, Lincoln, NE 68508

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JUN 09 2004
CITY COUNCIL
OFFICE

FOR IMMEDIATE RELEASE: June 8, 2004

FOR MORE INFORMATION: Kerry Eagan, Lancaster Co. Commissioners, 441-6865
Dave Norris, Citizen Information Center, 441-7547

COUNTY RELEASES TIME FRAMES FOR DEBRIS REMOVAL

Target date for completion is June 30

Lancaster County Emergency Management and the County Board today announced their time frames for debris collection and removal associated with the May 22 storms. Storm debris piles should now be placed into the right-of-way (in the ditch, off the roadway). The separated piles of debris consist of:

- trees and brush
- metal waste including appliances
- demolition materials/furniture including boards, shingles, insulation, plumbing, electrical, etc.
- Tires (which will be picked up at a later date, but prior to the end of June).

Contractors will begin pickup and removal at 8 a.m. Tuesday, June 15. Citizens have until that time to place their debris off of private property and into the county right-of-way. Wednesday, June 30 is the target date for completion of the debris removal project.

No hazardous waste is allowed in the right-of-way. To make arrangements for proper disposal of hazardous waste, individuals are asked to call the Lincoln-Lancaster County Health Department at 441-8021 between the hours of 8 a.m. and 4:30 p.m.

For a copy of the Lancaster County Debris/Related Waste Removal Plan, as well as other information regarding the disaster cleanup effort, you can visit the county website, lancaster.ne.gov, and click on the "Lancaster Co. Disaster Relief Effort" link.

On an unrelated note, Lancaster County offices **WILL** be open on Friday, June 11.



CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Lincoln-Lancaster County
Planning Department
Marvin S. Krout, Director
Mary F. Bills-Strand, Chair
City-County Planning Commission

555 South 10th Street
Suite 213
Lincoln, Nebraska 68508
402-441-7491
fax: 402-441-6377

June 10, 2004

Jason Theillen
EDC
2200 Fletcher Avenue, Suite 102
Lincoln, NE 68521

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JUN 10 2004

CITY COUNCIL
OFFICE

RE: Stone Bridge Creek 5th Addition Final Plat #04037

Dear

Stone Bridge Creek 5th Addition was approved by the Planning Director on June 10, 2004. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per new lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,

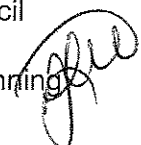
Becky Horner, 441-6373, rhorne@ci.lincoln.ne.us
Planner

CC: Robert Hampton
Joan Ray, City Council (14)
Dennis Bartels, Public Works & Utilities
Terry Kathe, Building & Safety
Sharon Theobald, Lincoln Electric
Jean Walker, Planning
File

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PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 3, 2004

RE : **Special Permit No. 04020**
(Limited landfill - S.W. 27th and West "O" Streets)
Resolution No. PC-00871

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, May 26, 2004:

Motion made by Sunderman, seconded by Carroll, to approve **Special Permit No. 04020**, with conditions, requested by Orchid Enterprises, L.L.C., for authority to operate a limited landfill for a period of 12 months, on property located west of S.W. 27th Street and West "O" Street. Motion for approval, with conditions, as amended, carried 8-0: Larson, Carroll, Sunderman, Carlson, Taylor, Marvin, Pearson and Bills-Strand voting 'yes'; Taylor absent.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Thomas D. Friedman, Orchid Enterprises, L.L.C.
Gary Butts, NDS Group

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JUN 04 2004
CITY COUNCIL
OFFICE

RESOLUTION NO. PC- 00871

SPECIAL PERMIT NO. 04020

1 WHEREAS, Thomas D. Friedman, on behalf of Orchid Enterprises,
2 L.L.C., has submitted an application designated as Special Permit No. 04020 for
3 authority to operate a limited landfill on property located west of S.W. 27th Street and
4 West O Street, and legally described to wit:

5 A part of Lot 105 I.T. and a part of Lot 106 I.T., located in
6 the Northeast Quarter of Section 29, Township 10 North,
7 Range 6 East of the 6th P.M., Lincoln, Lancaster County,
8 Nebraska, described as follows:

9 Beginning at the northeast corner of said Lot 106 I.T., said
10 point also being the northwest corner of Lot 81 I.T., said
11 point also being 60.00 feet south of the north line of said
12 Northeast Quarter and lying on the south right-of-way line of
13 West O Street, and extending thence south 00 degrees 00
14 minutes 21 seconds west (assumed) on the east line of said
15 Lot 106 I.T., a distance of 300.15 feet to a southeast corner
16 of said Lot 106 I.T., said point being also the southwest
17 corner of Lot 81 I.T. and a northeast corner of Lot 105 I.T.;
18 thence south 00 degrees 02 minutes 30 seconds east on the
19 east line of said Lot 105 I.T., a distance of 59.84 feet to the
20 southwest corner of Lot 93 I.T.; thence south 89 degrees 13
21 minutes 53 seconds west, a distance of 343.15 feet to a
22 point of intersection with the west line of said Lot 105 I.T.,
23 60.00 feet south of the northwest corner of said Lot 105 I.T.;
24 thence continuing south 89 degrees 13 minutes 53 seconds
25 west, a distance of 342.68 feet to a point of intersection with
26 the west line of said Lot 106 I.T.; thence north 00 degrees
27 03 minutes 53 seconds west on the west line of said Lot 106
28 I.T., a distance of 359.73 feet to a point of intersection with

1 the south right-of-way line of West O Street, said point also
2 being the northwest corner of said Lot 106 I.T.; thence north
3 89 degrees 16 minutes 06 seconds east on the north line of
4 said Lot 106 I.T., a distance of 686.83 feet to the point of
5 beginning, containing an area of 5.67 acres;

6 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
7 held a public hearing on said application; and

8 WHEREAS, the community as a whole, the surrounding neighborhood,
9 and the real property adjacent to the area included within the site plan for this will not
10 be adversely affected by granting such a permit; and

11 WHEREAS, said site plan together with the terms and conditions
12 hereinafter set forth are consistent with the Comprehensive Plan of the City of Lincoln
13 and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
14 public health, safety, and general welfare.

15 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
16 County Planning Commission of Lincoln, Nebraska:

17 That the application of Thomas D. Friedman, on behalf of Orchid
18 Enterprises, L.L.C., hereinafter referred to as "Permittee", to operate a limited landfill be
19 and the same is hereby granted under the provisions of Section 27.43.040(p) and
20 27.63.560 the Lincoln Municipal Code upon condition that construction and operation of
21 said limited landfill be in strict compliance with said application, the site plan, and the
22 following additional express terms, conditions, and requirements:

23 1. This permit approves a limited landfill operation for a period of 12
24 months from the date of the issuance of the building permit. The operation shall be
25 limited to the operating hours of 7:30 a.m. to 6:00 p.m., Monday through Saturday.

1 2. Before receiving building permits:

2 a. The Permittee must receive a determination in writing from
3 the FAA that this is a Class IV C&D debris landfill that is not
4 a hazardous wildlife attractant or a hazard to aircraft, and
5 submit said document to the Planning Department office for
6 review and approval.

7 b. The limited landfill must meet all local, state and federal
8 regulations.

9 3. Before operation of this limited landfill all development and
10 construction must be in conformance with the approved plans.

11 4. Before beginning this limited landfill operation the City County
12 Health Department must approve the water, wastewater systems and air quality and
13 noise permits.

14 5. The site plan approved by this permit shall be the basis for all
15 interpretations of setbacks, yards, locations of buildings, location of parking and
16 circulation elements, and similar matters.

17 6. The terms, conditions, and requirements of this resolution shall be
18 binding and obligatory upon the Permittee and the Permittee's successors and assigns.
19 The building official shall report violations to the City Council which may revoke the
20 special permit or take such other action as may be necessary to gain compliance.

21 7. The Permittee shall sign and return the City's letter of acceptance
22 to the City Clerk within 30 days following approval of the special permit, provided,
23 however, said 30-day period may be extended up to six months by administrative

1 amendment. The City Clerk shall file a copy of the resolution approving the special
2 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
3 paid in advance by the Permittee.

4 The foregoing Resolution was approved by the Lincoln City-Lancaster
5 County Planning Commission on this 26 day of May, 2004.

ATTEST:



Chair

Approved as to Form & Legality:


Chief Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 3, 2004

RE : **Preliminary Plat No. 04003 - Whitetail Run**
(Northwest of S.W. 14th Street and Bennet Road)
Resolution No. PC-00873

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, May 26, 2004:

Motion made by Marvin, seconded by Carlson, to **deny Preliminary Plat No. 04003, Whitetail Run**, requested by Brian D. Carstens and Associates on behalf of Fred Groshans of Full House, L.L.C., for 9 residential acreage lots, on property generally located northwest of the intersection of S.W. 14th Street and W. Bennet Road. Motion to **deny** carried 6-2: Marvin, Carlson, Larson, Sunderman, Pearson and Carroll voting 'yes'; Krieser and Bills-Strand voting 'no'; Taylor absent.

The Planning Commission action on the portion of this preliminary plat in the city's jurisdiction is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Brian D. Carstens and Associates
Fred Groshans, Full House, L.L.C.
Mr. & Mrs. John Luethje, 12345 S.W. 2nd, Roca, NE 68430

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RECEIVED
JUN 11 2004
CITY COUNCIL
OFFICE

Preliminary Plat 04003

RESOLUTION NO. PC- 00873 - DENIED

1 WHEREAS, Full House, L.L.C. has submitted the preliminary plat of
2 Whitetail Run Addition for acceptance and approval; and

3 WHEREAS, the Planning Director has reviewed said preliminary plat and
4 made recommendations for City preliminary plat as contained in pages 10 through 11 of
5 the staff report prepared by Mike DeKalb, Planner, dated April 13, 2004, which pages
6 are attached hereto as Exhibit "A".

7 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
8 Lincoln, Nebraska:

9 That the preliminary plat of Whitetail Run Addition, located northwest of
10 the intersection of S.W. 14th Street and W. Bennet Road as submitted by Full House,
11 L.L.C. is hereby accepted and approved, subject to the terms and conditions set forth in
12 Exhibit "A", which is attached hereto and made a part of this resolution as though fully
13 set forth verbatim.

ATTEST:

May 26, 2004

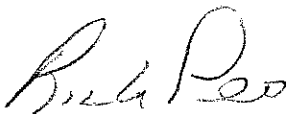
DENIED 6-2: Marvin, Carlson, Larson,

Sunderman, Pearson and Carroll voting 'yes';

Krieser and Bills-Strand voting 'no'; Taylor absent.

Chair

Approved as to Form & Legality:



Chief Assistant City Attorney

permanent and continuous association of property owners who would be responsible for said permanent and continuous maintenance. The subdivider shall not be relieved of such maintenance obligation until the document or documents creating said property owners association have been reviewed and approved by the County/City Attorney and filed of record with the Register of Deeds.

- 3.2.6 To relinquish the right of direct vehicular access to S.W. 14th Street except for West Winding Prairie Lane and the existing farm access.
- 3.2.7 To comply with the provisions of the Land Subdivision Resolution regarding land preparation.

CONDITIONS FOR CITY PRELIMINARY PLAT # 04003:

Site Specific:

- 1. After the subdivider completes the following instructions and submits the documents and plans and 6 copies to the Planning Department office, the preliminary plat will be signed by the Chair of the Planning Commission certifying approval. (NOTE: These documents and plans are required by resolution/ordinance or design standards.)
 - 1.1 Make the corrections requested by the County Engineer in his letter of April 12, 2004.
- 2.1. The County Board/City Council approves associated requests:
 - 2.1 County Special Permit # 04019 and City Special Permit # 04008 for the Community Unit Plan.
 - 2.2 A waiver to the sidewalk, street paving, street lights, landscape screen, and street tree requirements since the area is of larger lots, a rural nature and the subdivision will not be annexed.
 - 2.3 A modification to the requirements of the land subdivision ordinance to permit a block length in excess of 1320' along West Winding Prairie Lane and the north, south, east and west perimeter of this subdivision and waiver of cul-de-sac length

General:

3. Final Plats will be scheduled on the Planning Commission agenda after:
 - 3.1 Streets, water facilities, drainage facilities, temporary turnarounds and barricades, and street name signs have been completed.
 - 3.2 The subdivider has signed an agreement that binds the subdivider, its successors and assigns:
 - 3.2.1 To submit to the County Engineer an erosion control plan.
 - 3.2.2 To protect the remaining trees on the site during construction and development.
 - 3.2.3 To submit to lot buyers and home builders a copy of the soil analysis, water report and Health Department comments on the water.
 - 3.2.4 To complete the private improvements shown on the preliminary plat.
 - 3.2.5 To maintain the outlots and private improvements on a permanent and continuous basis. However, the subdivider may be relieved and discharged of this maintenance obligation upon creating in writing a permanent and continuous association of property owners who would be responsible for said permanent and continuous maintenance. The subdivider shall not be relieved of such maintenance obligation until the document or documents creating said property owners association have been reviewed and approved by the City Attorney and filed of record with the Register of Deeds.
 - 3.2.6 To relinquish the right of direct vehicular access to S.W. 14th Street except for West Winding Prairie Lane and the existing farm access.
 - 3.2.7 To comply with the provisions of the Land Subdivision Ordinance regarding land preparation.


Prepared by:



Mike DeKalb, 441-6370, mdekalb@ci.lincoln.ne.us
Planner
April 13, 2004

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 3, 2004

RE : **Special Permit No. 04021**
(Church steeple/ornamental spire - S. Folsom & Pioneers Blvd.)
Resolution No. PC-00867

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, May 26, 2004:

Motion made by Marvin, seconded by Larson, to approve **Special Permit No. 04021**, with conditions, requested by Hope Community Church, for authority to construct a 49' high church steeple on property generally located at S. Folsom Street and Pioneers Blvd. Motion for approval, with conditions, carried 9-0: Larson, Carroll, Taylor, Sunderman, Carlson, Taylor, Marvin, Pearson and Bills-Strand voting 'yes'.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Hope Community Church
Jim Krieger, Architectural Design Assoc.

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RECEIVED
JUN 10 1 2004
CITY COUNCIL
OFFICE

RESOLUTION NO. PC-00867

SPECIAL PERMIT NO. 04021

1 WHEREAS, Hope Reformed Church has submitted an application
2 designated as Special Permit No. 04021 for authority to construct a 49' high church
3 steeple on property generally located at S. Folsom Street and Pioneers Blvd., and
4 legally described to wit:

5 That part of Lot 45 I.T., located in the Northeast Quarter of
6 Section 10, Township 9 North, Range 6 East of the 6th P.M.,
7 Lancaster County, Nebraska, more particularly described as
8 follows:

9 Commencing at the southwest corner of said Northeast
10 Quarter; thence on the south line of said Northeast Quarter,
11 on an assigned bearing of south 88 degrees 57 minutes 03
12 seconds east, a distance of 50.00 feet; thence parallel to the
13 west line of said Northeast Quarter, north 0 degrees 00
14 minutes 00 seconds east, 909.60 feet to the point of
15 beginning; thence continuing parallel to said west line, north
16 0 degrees 00 minutes 00 seconds east, 1586.82 feet to a
17 point on the south right-of-way line of West Pioneers
18 Boulevard; thence on said south right-of-way line north 89
19 degrees 39 minutes 40 seconds east, 248.86 feet to the
20 intersection of said south right-of-way line and the west right-
21 of-way line of U.S. Highway 77; thence on said west right-of-
22 way line for the next two courses, south 22 degrees 32
23 minutes 43 seconds east, 1151.21 feet; thence south 8
24 degrees 30 minutes 14 seconds east, 530.90 feet; thence
25 south 90 degrees 00 minutes 00 seconds west, 768.75 feet
26 to the point of beginning, said tract containing an area of
27 20.25 acres, more or less;

1 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
2 held a public hearing on said application; and

3 WHEREAS, the community as a whole, the surrounding neighborhood,
4 and the real property adjacent to the area included within the site plan for this
5 construction of a church steeple will not be adversely affected by granting such a
6 permit; and

7 WHEREAS, said site plan together with the terms and conditions
8 hereinafter set forth are consistent with the comprehensive plan of the City of Lincoln
9 and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
10 public health, safety, and general welfare.

11 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
12 County Planning Commission of Lincoln, Nebraska:

13 That the application of Hope Reformed Church, hereinafter referred to as
14 "Permittee", to construct a 49' high church steeple be and the same is hereby granted
15 under the provisions of Section 27.63.220 the Lincoln Municipal Code upon condition
16 that construction of said church steeple be in strict compliance with said application, the
17 site plan, and the following additional express terms, conditions, and requirements:

- 18 1. This permit approves a 49' tall ornamental spire.
- 19 2. Before receiving building permits: the Permittee must complete the
20 following instructions and submit the documents and plans to the Planning Department
21 for review and approval:
 - 22 a. The Permittee must submit a final site plan with eight copies
23 to the Planning Department office for review and approval.
 - 24 b. The construction plans must conform to the approved plans.

1 3. All development and construction must conform to the approved
2 plans.

3 4. The site plan approved by this permit shall be the basis for all
4 interpretations of setbacks, yards, locations of buildings, location of parking and
5 circulation elements, and similar matters.

6 5. The terms, conditions, and requirements of this resolution shall be
7 binding and obligatory upon the Permittee and the Permittee's successors and assigns.
8 The building official shall report violations to the City Council which may revoke the
9 special permit or take such other action as may be necessary to gain compliance.

10 6. The Permittee shall sign and return the City's letter of acceptance
11 to the City Clerk within 30 days following approval of the special permit, provided,
12 however, said 30-day period may be extended up to six months by administrative
13 amendment. The City Clerk shall file a copy of the resolution approving the special
14 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
15 paid in advance by the Permittee.

16 The foregoing Resolution was approved by the Lincoln City-Lancaster
17 County Planning Commission on this 26 day of May, 2004.

ATTEST:


Chair


Approved as to Form & Legality:



Chief Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 3, 2004

RE : **Special Permit No. 04024**
(On-sale alcohol - The Ville Grille - 2701 North 48th Street)
Resolution No. PC-00869

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, May 26, 2004:

Motion made by Marvin, seconded by Larson, to approve **Special Permit No. 04024**, with conditions, requested by Kayla Olmer on behalf of the owner, Mary Hepburn O'Shea, for authority to sell alcoholic beverages for consumption on the premises known as The Ville Grille and located at 2701 North 48th Street. Motion for approval, with conditions, carried 9-0: Larson, Carroll, Taylor, Sunderman, Carlson, Taylor, Marvin, Pearson and Bills-Strand voting 'yes'.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Kayla Olmer
Mary Hepburn O'Shea

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RECEIVED
JUN 04 2004
CITY COUNCIL
OFFICE

RESOLUTION NO. PC- 00869

SPECIAL PERMIT NO. 04024

1 WHEREAS, Kevin and Kayla Ohlmer have submitted an application
2 designated as Special Permit No. 04024 for authority to sell alcoholic beverages for
3 consumption on the premises known as The Ville Grille and generally located at 2701
4 North 48th Street, legally described as:

5 Lots E and F, Lang's Subdivision of Lots 9-12, Block 68,
6 University Place, Lincoln, Lancaster County, Nebraska; and

7 WHEREAS, the real property adjacent to the area included within the site
8 plan for this permit to sell alcoholic beverages on the premises will not be adversely
9 affected; and

10 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
11 held a public hearing on said application; and

12 WHEREAS, said site plan together with the terms and conditions
13 hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln
14 Municipal Code to promote the public health, safety, and general welfare.

15 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
16 County Planning Commission of Lincoln, Nebraska:

1 That the application of Kevin and Kayla Ohlmer, hereinafter referred to as
2 "Permittee", to sell alcoholic beverages for consumption on the premises on property
3 legally described above be and the same is hereby granted under the provisions of
4 Section 27.63.680 of the Lincoln Municipal Code upon condition that operation of said
5 licensed premises be in strict compliance with said application, the site plan, and the
6 following additional express terms, conditions, and requirements:

7 1. This permit approves the sale of alcoholic beverages for
8 consumption on the premises only.

9 2. Before receiving building permits or commencing the sale of
10 alcoholic beverages under this permit, the Permittee shall submit a revised site plan
11 that includes floor area/on-site parking space calculations, and that designate the
12 required on-site parking spaces to the Planning Department for its review and approval.

13 3. The terms, conditions, and requirements of this resolution shall be
14 binding and obligatory upon the Permittee, their successors, and assigns. The building
15 official shall report violations to the City Council which may revoke the special permit or
16 take such other action as may be necessary to gain compliance.

17 4. The Permittee shall sign and return the City's letter of acceptance
18 to the City Clerk within 30 days following approval of the special permit, provided,
19 however, said 30-day period may be extended up to six months by administrative
20 amendment. The City Clerk shall file a copy of the resolution approving the special
21 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
22 paid in advance by the Permittee.

1 The foregoing Resolution was approved by the Lincoln City-Lancaster
2 County Planning Commission on this 26 day of May, 2004.

ATTEST:

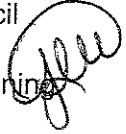

Chair

Approved as to Form & Legality:


Chief Assistant City Attorney

PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 3, 2004

RE : **Special Permit No. 04022**
(On-sale alcohol - Four Suns Restaurant, 3239 S. 13th Street)
Resolution No. PC-00868

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, May 26, 2004:

Motion made by Marvin, seconded by Larson, to approve **Special Permit No. 04022**, with conditions, requested by Christopher Heinrich on behalf of Four Suns Restaurant, Inc., for authority to sell alcoholic beverages for consumption on the premises known as Four Suns Restaurant and located at 3239 South 13th Street. Motion for approval, with conditions, carried 9-0: Larson, Carroll, Taylor, Sunderman, Carlson, Taylor, Marvin, Pearson and Bills-Strand voting 'yes'.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Christopher Heinrich
Four Suns Restaurant
Jeffrey Fredrick

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RECEIVED
JUN 04 2004
CITY COUNCIL
OFFICE

RESOLUTION NO. PC-00868

SPECIAL PERMIT NO. 04022

1 WHEREAS, Four Suns Restaurant, Inc. has submitted an application
2 designated as Special Permit No. 04022 for authority to sell alcoholic beverages for
3 consumption on the premises known as Four Suns Restaruant generally located at
4 3239 S. 13th Street, legally described as:

5 The 55' by 72' area located in the middle of the short leg of
6 an L-shaped, one-story building in the Indian Village
7 Shopping Center which Center is located on real property
8 described as:

9 Irregular Tract 73, in the Northeast Quarter of Section 2,
10 Township 9 North, Range 6 East of the 6th P.M., Lincoln,
11 Lancaster County, Nebraska; and

12 Lots 1, 2, 3, 4 and 5 of Blocks 2 and 3, inclusive, except for
13 the south 5 feet of Lot 5, Block 3, and except that portion
14 conveyed to the City of Lincoln in a deed dated the 26th day
15 of February, 1979, all in W.H. Green's Subdivision of Lots 37
16 and 45 in the Northeast Quarter of Section 2, Township 9
17 North, Range 6 East of the 6th P.M., City of Lincoln,
18 Lancaster County, Nebraska, together with vacated Cave
19 Street; and

20 WHEREAS, the real property adjacent to the area included within the site
21 plan for this permit to sell alcoholic beverages on the premises will not be adversely
22 affected; and

1 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
2 held a public hearing on said application; and

3 WHEREAS, said site plan together with the terms and conditions
4 hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln
5 Municipal Code to promote the public health, safety, and general welfare.

6 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
7 County Planning Commission of Lincoln, Nebraska:

8 That the application of Four Suns Restaurant, Inc., hereinafter referred to
9 as "Permittee", to sell alcoholic beverages for consumption on the premises on property
10 legally described above be and the same is hereby granted under the provisions of
11 Section 27.63.680 of the Lincoln Municipal Code upon condition that operation of said
12 licensed premises be in strict compliance with said application, the site plan, and the
13 following additional express terms, conditions, and requirements:

14 1. This permit approves the sale of alcoholic beverages for
15 consumption on the premises only.

16 2. The terms, conditions, and requirements of this resolution shall be
17 binding and obligatory upon the Permittee, its successors, and assigns. The building
18 official shall report violations to the City Council which may revoke the special permit or
19 take such other action as may be necessary to gain compliance.


20 3. The Permittee shall sign and return the City's letter of acceptance
21 to the City Clerk within 30 days following approval of the special permit, provided,
22 however, said 30-day period may be extended up to six months by administrative
23 amendment. The City Clerk shall file a copy of the resolution approving the special

1 The foregoing Resolution was approved by the Lincoln City-Lancaster
2 County Planning Commission on this 26th day of May, 2004.

ATTEST:

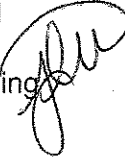

Chair

Approved as to Form & Legality:


Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 3, 2004

RE : **Special Permit No. 1763A**
(Sand, soil and gravel excavation - No. 70th Street and Arbor Road)
Resolution No. PC-00866

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, May 26, 2004:

Motion made by Marvin, seconded by Larson, to approve **Special Permit No. 1763A**, with conditions, requested by Jack Herbert, for an extension of time for the excavation of sand, gravel and soil on property located north and west of the corner of N. 70th Street and Arbor Road. Motion for approval, with conditions, carried 9-0: Larson, Carroll, Taylor, Sunderman, Carlson, Taylor, Marvin, Pearson and Bills-Strand voting 'yes'.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Lyle Loth, ESP
Jack Herbert

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JUN 04 2004
CITY COUNCIL
OFFICE

RESOLUTION NO. PC- 00866

SPECIAL PERMIT NO. 1763A

1 WHEREAS, Jack Herbert has submitted an application designated as
2 Special Permit No. 1763A for an extension of time for the excavation of sand, gravel
3 and soil on property located north and west of the corner of N. 70th Street and Arbor
4 Road, and legally described to wit:

5 Lot 44 Irregular Tract (formerly Lot 8 I.T.) in the Northeast
6 Quarter of Section 28, Township 11 North, Range 7 East of the
7 6th P.M., Lancaster County, Nebraska; and

8 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
9 held a public hearing on said application; and

10 WHEREAS, the community as a whole, the surrounding neighborhood, and
11 the real property adjacent to the area included within the site plan for this continued
12 sand, gravel and soil excavation will not be adversely affected by granting such a
13 permit; and

14 WHEREAS, said site plan together with the terms and conditions hereinafter
15 set forth are consistent with the Comprehensive Plan of the City of Lincoln and with the
16 intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public
17 health, safety, and general welfare.

18 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
19 County Planning Commission of Lincoln, Nebraska:

1 That the application of Jack Herbert, hereinafter referred to as "Permittee",
2 for an extension of time for sand, gravel and soil excavation, be and the same is hereby
3 granted under the provisions of Section 27.63.160 of the Lincoln Municipal Code upon
4 condition that the continuing excavation of sand, gravel and soil be in strict compliance
5 with said application, the site plan, and the following additional express terms,
6 conditions, and requirements:

7 1. This special permit amends Special Permit No. 1763 to extend the
8 completion date for a period of three years to May 11, 2007 which may be renewed by
9 administrative amendment for one three-year extension, provided there have been no
10 violations.

11 2. Before beginning operations:

12 a. The construction plans must conform to the approved plans.

13 b. No grading shall occur along Arbor Road without the written
14 permission of the County Engineer.

15 3. All privately-owned improvements must be permanently maintained by
16 the Permittee.


17 4. The terms, conditions, and requirements of this resolution shall be
18 binding and obligatory upon the Permittee and the Permittee's successors and assigns.
19 The building official shall report violations to the City Council which may revoke the
20 special permit or take such other action as may be necessary to gain compliance.

21 5. The Permittee shall sign and return the City's letter of acceptance to
22 the City Clerk within 30 days following approval of the special permit, provided,
23 however, said 30-day period may be extended up to six months by administrative
24 amendment. The City Clerk shall file a copy of the resolution approving the special
25 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
26 paid in advance by the Permittee.

1 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
2 paid in advance by the Permittee.

3 The foregoing Resolution was approved by the Lincoln City-Lancaster
4 County Planning Commission on this 26 day of May, 2004.

ATTEST:



Chair

Approved as to Form & Legality:


Chief Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 3, 2004

RE : **Preliminary Plat No. 04005 - Burlington Northern Industrial Center**
(N. 63rd Street and Fletcher Avenue)
Resolution No. PC-00872

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, May 26, 2004:

Motion made by Larson, seconded by Marvin, to approve **Preliminary Plat No. 04005, Burlington Northern Industrial Center**, with conditions, requested by LRC, Inc., for 30 industrial lots, including approval of the waiver requests for sidewalks, block length, street trees and street paving, on property generally located at N. 63rd Street and Fletcher Avenue. Motion for approval, with conditions, carried 8-0: Larson, Marvin, Carroll, Sunderman, Carlson, Krieser, Pearson and Bills-Strand voting 'yes'; Taylor absent.

The Planning Commission action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
LRC, Inc.
Darrick Rademacher, Olsson Associates

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RECEIVED
JUN 04 2004
CITY COUNCIL
OFFICE

RESOLUTION NO. PC- 00872

1 WHEREAS, LRC, Inc. has submitted for approval the preliminary plat of Burlington
2 Northern Industrial Center, generally located at N. 63rd Street and Fletcher Avenue; and has
3 requested a modification to waive City of Lincoln Land Subdivision Ordinance requirements
4 regarding sidewalks, block length, street trees, and street paving pursuant to Section 26.31.010
5 of the Lincoln Municipal Code; and

6 WHEREAS, the Planning Director has recommended conditional approval of said
7 preliminary plat as contained in pages 4 through 7 of the staff report prepared by Tom Cajka,
8 Planner, dated April 27, 2004, which is attached hereto as Exhibit A; and

9 WHEREAS, the Planning Director has recommended conditional approval of the
10 requested waivers of the City of Lincoln Land Subdivision Ordinance requirements.

11 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster County
12 Planning Commission that the preliminary plat of Burlington Northern Industrial Center is hereby
13 approved subject to the terms and conditions of Exhibit A which is attached hereto and made a
14 part of this resolution as though fully set forth verbatim.

15 BE IT FURTHER RESOLVED that the Lincoln City-Lancaster County Planning
16 Commission finds that the tract to be subdivided is surrounded by such development or unusual
17 conditions that strict application of the subdivision requirements would result in actual difficulties
18 or substantial hardship and the following modifications to the City of Lincoln Land Subdivision
19 Ordinance requirements are hereby approved:

20 1. The requirement of Section 26.27.020 of the Lincoln Municipal Code
21 requiring the installation of sidewalks on all internal streets, the east side of N. 63rd Street and
22 the north side of Fletcher Ave. is waived provided however nothing herein shall be construed to

1 preclude the City Council from ordering the construction of sidewalks in said locations at any
2 time in the future upon proper notice to LRC, Inc. or its successors and assigns.

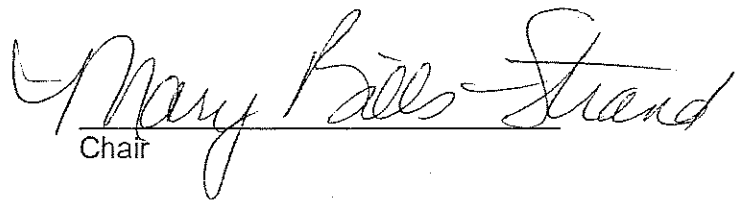
3 2. The requirement of Section 26.23.130 of the Lincoln Municipal Code that
4 block lengths shall not exceed 1,320 feet is waived to allow the block length to exceed 1,320
5 feet for Fulton Ave. and McCormick Drive.

6 3. The requirement of Section 26.11.039 that street trees be planted or a
7 surety to guarantee the planting of street trees be posted prior to final plat approval is modified
8 to require street trees to be planted prior to the issuance of an occupancy permit unless a cash
9 contribution is paid to the City for planting of said street trees by the City at the most efficient
10 time.

11 4. The requirement of Section 26.11.040 of the Lincoln Municipal Code that
12 all streets within a new subdivision shall be paved with curb and gutters within two years after
13 approval of the final plat is waived for the street north of McCormick Drive provided the
14 Subdivider posts the required surety to guarantee future construction of the street.

15 The foregoing Resolution was approved by the Lincoln City-Lancaster County
16 Planning Commission on this 26 day of May, 2004.

ATTEST:


Chair

Approved as to Form & Legality:


Chief Assistant City Attorney

CONDITIONS:

Site Specific:

1. After the subdivider completes the following instructions and submits the documents and plans and 6 copies to the Planning Department office, the preliminary plat will be signed by the Chair of the Planning Commission certifying approval: (NOTE: These documents and plans are required by ordinance or design standards.)
 - 1.1 Revise the preliminary plat to show:
 - 1.1.1 Show utility easements as requested by the April 20, 2004 LES report.
 - 1.1.2 Show a north-south street from McCormick Dr. to the north boundary of this plat. The street profile must extend for 300' beyond the boundary of this plat.
 - 1.1.3 Identify the dimension for the south lot line for Lots 2 & 3, Block 4. Delete the 356' dimension.
 - 1.1.4 Change the year from 1977 to 1982 in note 14.
 - 1.1.5 Remove the note "west line SE 1/4 Section 33" from the site plan.
 - 1.1.6 Remove the future railroad easements.

- 1.1.7 Make corrections to the grading and drainage plan to the satisfaction of Public Works & Utilities Department. (Due to the fact that the new floodplain regulations became effective prior to the Planning Commission approval of this preliminary plat, the subdivider will be required to comply with the new floodplain standards.)

2. The Planning Commission approves associated request:

- 2.1 A modification to the requirements of the land subdivision ordinance to allow block lengths to exceed the maximum length, except north of McCormick Dr; to eliminate sidewalks on all internal streets and along Fletcher Ave. and N. 63rd St., and to allow street trees to be planted prior to the issuance of a occupancy permit or make cash contribution with the final plat.

General:

3. Final Plats will be approved by the Planning Director after:

- 3.1 You have completed or posted a surety to guarantee the completion of the public streets, private roadway improvements, sidewalks, sanitary sewer system, water system, drainage facilities, land preparation and grading, sediment and erosions control measures, storm water detention/retention facilities, d rainageway improvements, street lights, landscaping screens, street trees, temporary turnaround and barricades, and street name signs.

- 3.2 The subdivider has signed an agreement that binds the subdivider, its successors and assigns:

to complete the street paving of Fulton Ave., McCormick Dr. and N. 67th St., and barricades located at the temporary dead-end of the streets shown on the final plat within two (2) years following the approval of the final plat.

to complete the street paving of the street north of McCormick Drive at such time as the area to the north of this plat develops. The City may review the escrow amount every four (4) years to determine if the escrow amount is sufficient for the improvement.

to complete the installation of sidewalks along the west side of N. 70th St. as shown on the final plat within four (4) years following the approval of the final plat

to complete the public water distribution system to serve this plat within two (2) years following the approval of the final plat.

to complete the public wastewater collection system to serve this plat within two (2) years following the approval of the final plat.

to complete the enclosed drainage facilities shown on the approved drainage study to serve this plat within two (2) years following the approval of the final plat.

to complete land preparation including storm water detention/retention facilities and open drainageway improvements to serve this plat prior to the installation of utilities and improvements but not more than two (2) years following the approval of the final plat

to complete the installation of public street lights along Fulton Ave., McCormick Dr., N. 63rd St. and N. 67th St. within this plat within two (2) years following the approval of the final plat.

to complete the planting of the street trees along Fulton Ave., McCormick Dr., N. 67th St., N. 63rd St., N. 70th St. and Fletcher Ave. within this plat prior to the issuance of an occupancy permit or make cash contribution.

to complete the installation of the street name signs within two (2) years following the approval of the final plat.

to complete the installation of barricades located at the temporary dead-end of the street or post a surety in the amount to be determined to guarantee the installation. The installation is to be completed within two years following the Planning Commission's approval of the final plat.

to complete any other public or private improvement or facility required by Chapter 26.23 (Development Standards) of the Land Subdivision Ordinance in a timely manner which inadvertently may have been omitted from the above list of required improvements.

to submit to the Director of Public Works a plan showing proposed measures to control sedimentation and erosion and the proposed method to temporarily stabilize all graded land for approval.

to complete the public and private improvements shown on the preliminary plat.

to submit to the lot buyers a copy of the soil analysis.

to pay all design, engineering, labor, material, inspection, and other improvement costs

to comply with the provisions of the Land Preparation and Grading requirements of the Land Subdivision Ordinance.

to protect the trees that are indicated to remain during construction and development

to relinquish the right of direct vehicular access from Lot 7, Block 2 to N. 70th St.

to timely complete the public and private improvements and facilities required by Chapter 26.23 of the Land Subdivision Ordinance which have not been waived including but not limited to the list of improvements described above.

to post the required security to guarantee completion of the required improvements if the improvements are not completed prior to approval of the final plat.

Prepared by:

Tom Cajka, 441-5662, tcajka@ci.lincoln.ne.us
Planner

DATE: April 27, 2004

APPLICANT: LRC, Inc.
P. O. box 81228
Lincoln, NE 68501
(402) 475-9521

OWNER: same as above

CONTACT: Darrick Rademacher
Olsson Associates
1111 Lincoln Mall
Lincoln, NE 68508


**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning

DATE : June 4, 2004

RE : **Special Permit No. 04026**
(Club/fitness center - Madonna - Pine Lake Road & Stephanie Lane)
Resolution No. PC-00870



RECEIVED
JUN 04 2004
CITY COUNCIL
OFFICE

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, May 26, 2004:

Motion made by Carroll, seconded by Krieser, to approve **Special Permit No. 04026**, with conditions, as amended, requested by Madonna Rehabilitation Hospital, for authority to construct a 65,000 sq. ft. club/fitness center, on property generally located at Pine Lake Road and Stephanie Lane. Motion for approval, with conditions, as amended, carried 7-0: Marvin, Krieser, Carlson, Larson, Sunderman, Pearson and Carroll voting 'yes'; Bills-Strand declaring a conflict of interest; Taylor absent.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Brian D. Carstens and Associates
Tom Huston
Madonna Rehabilitation Center
Aspen
Cripple Creek Neighborhood
Clint Thomas, Real Estate Dept.

RESOLUTION NO. PC-00870

SPECIAL PERMIT NO. 04026

1 WHEREAS, Madonna Rehabilitation Hospital has submitted an
2 application designated as Special Permit No. 04026 for authority to construct a 65,000
3 square foot club/fitness center on property generally located at Pine Lake Road and
4 Stephanie Lane, and legally described to wit:

5 A portion of Outlot E, Block 4, Aspen 5th Addition, a portion
6 of Outlot A, Aspen 10th Addition, the future vacated right-of-
7 way of Allen Road and a portion of Allen Road right-of-way
8 located in the North Half of the Northeast Quarter of Section
9 20, Township 9 North, Range 7 East of the 6th P.M.,
10 Lincoln, Lancaster County, Nebraska, more particularly
11 described as follows:

12 Commencing at the northeast corner of said Section 20, and
13 extending thence south 89 degrees 43 minutes 49 seconds
14 west on the north line of said Section 20, for a distance of
15 628.50 feet; thence south 00 degrees 16 minutes 11
16 seconds east, a distance of 85.00 feet to the point of
17 beginning; thence continuing south 00 degrees 16 minutes
18 11seconds east, for a distance of 290.00 feet along the west
19 line of Stephanie Lane; thence south 89 degrees 43 minutes
20 49 seconds west, a distance of 2.95 feet; thence south 00
21 degrees 16 minutes 11 seconds east, a distance of 251.19
22 feet; to the point of curvature of a circular curve to the left
23 having a radius of 20.00 feet and an arc length of 0.50 feet,
24 being subtended by a chord of north 89 degrees 33 minutes
25 12 seconds west, for a distance of 0.50 feet to the point of
26 tangency of said curve; thence south 89 degrees 43 minutes
27 49 seconds west, a distance of 338.75 feet; to a point of
28 curvature of a circular curve to the right having a radius of

1 315.00 feet and an arc length of 97.66 feet, being subtended
2 by a chord of north 81 degrees 23 minutes 17 seconds west,
3 for a distance of 97.27 feet to the point of tangency of said
4 curve; to a point of curvature of a circular curve to the left
5 having a radius of 285.00 feet and an arc length of 88.05
6 feet, being subtended by a chord of north 81 degrees 21
7 minutes 27 seconds west, for a distance of 87.70 feet to the
8 point of tangency of said curve; to a point of curvature of a
9 circular curve to the left having a radius of 30.00 feet and an
10 arc length of 2.00 feet, being subtended by a chord of south
11 87 degrees 52 minutes 39 seconds west, for a distance of
12 2.00 feet to the point of tangency of said curve; to a point of
13 curvature of a circular curve to the left having a radius of
14 66.00 feet and an arc length of 15.19 feet, being subtended
15 by a chord of north 6 degrees 9 minutes 36 seconds east,
16 for a distance of 15.19 feet to the point of tangency of said
17 curve; thence south 89 degrees 43 minutes 49 seconds
18 west, a distance of 66.00 feet; thence north 00 degrees 16
19 minutes 11 seconds west, a distance of 532.58 feet; thence
20 north 89 degrees 43 minutes 49 seconds east, a distance of
21 291.25 feet; thence south 00 degrees 16 minutes 11
22 seconds east, a distance of 10.00 feet; thence north 89
23 degrees 43 minutes 49 seconds east, a distance of 275.00
24 feet; thence south 45 degrees 16 minutes 11 seconds east,
25 a distance of 35.36 feet to the point of beginning and
26 containing a calculated area of 7.60 acres more or less;

27 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
28 held a public hearing on said application; and

29 WHEREAS, the community as a whole, the surrounding neighborhood,
30 and the real property adjacent to the area included within the site plan for this
31 club/fitness center will not be adversely affected by granting such a permit; and

32 WHEREAS, said site plan together with the terms and conditions
33 hereinafter set forth are consistent with the comprehensive plan of the City of Lincoln
34 and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
35 public health, safety, and general welfare.

1 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
2 County Planning Commission of Lincoln, Nebraska:

3 That the application of Madonna Rehabilitation Hospital, hereinafter
4 referred to as "Permittee", to construct a 65,000 square foot club/fitness center be and
5 the same is hereby granted under the provisions of Section 27.63.200 of the Lincoln
6 Municipal Code upon condition that construction of said club be in strict compliance
7 with said application, the site plan, and the following additional express terms,
8 conditions, and requirements:

9 1. This permit approves a 65,000 square foot club/fitness center.

10 2. Before receiving building permits:

11 a. The Permittee must submit an acceptable final plan and five
12 copies.

13 b. The construction plans must conform to the approved plans.

14 c. Final plans within the area of this special permit must be
15 approved by the City.

16 3. Before occupying the club, all development and construction must
17 be completed in conformance with the approved plans.

18 4. All privately-owned improvements must be permanently maintained
19 by the Permittee.

20 5. The site plan approved by this permit shall be the basis for all
21 interpretations of setbacks, yards, locations of buildings, location of initial and future
22 parking and circulation elements, and similar matters.

23 6. The terms, conditions, and requirements of this resolution shall be
24 binding and obligatory upon the Permittee and the Permittee's successors and assigns.

1 The building official shall report violations to the City Council which may revoke the
2 special permit or take such other action as may be necessary to gain compliance.

3 7. The Permittee shall sign and return the City's letter of acceptance
4 to the City Clerk within 30 days following approval of the special permit, provided,
5 however, said 30-day period may be extended up to six months by administrative
6 amendment. The City Clerk shall file a copy of the resolution approving the special
7 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
8 paid in advance by the Permittee.

9 The foregoing Resolution was approved by the Lincoln City-Lancaster
10 County Planning Commission on this 26 day of May, 2004.

ATTEST:


Chair


Approved as to Form & Legality:



Chief Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 9, 2004

RE : **Preliminary Plat No. 04008 - Boulder Ridge**
(S. 84th Street and Pine Lake Road)
Resolution No. PC-00877

RECEIVED
JUN 10 2004
**CITY COUNCIL
OFFICE**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, June 9, 2004:

Motion made by Carlson, seconded by Marvin, to approve **Preliminary Plat No. 04008, Boulder Ridge**, with conditions, as amended, requested by Lyle Loth of ESP on behalf of Glen Herbert, for 189 single family lots, 48 single family attached lots, two lots for 224 future multi-family units and 8 outlots, including approval of the waiver requests to allow sanitary sewer to run opposite street grades; to waive the maximum grade on the approach to a major street; and to waive the maximum grade on the approach to an intersection, on property generally located at S. 84th Street and Pine Lake Road. Motion for approval, with conditions, as amended, carried 8-0: Larson, Marvin, Carroll, Sunderman, Carlson, Krieser, Pearson and Bills-Strand voting 'yes'; Taylor absent.

The Planning Commission action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Peter Katt, P.O. Box 95109, 68509
Lyle Loth, ESP, 601 Old Cheney Road, Suite A, 68512
Glen Herbert, 8540 Chaparral Circle, 68520
Bevan Alvey, Pine Lake Assn., 8000 Dougan Dr., 68516
Warren Gran, Vintage Heights H.O. Assn., 5930 S. 90th Street, 68526
Stephen Nickel, Family Acres Assn., 7941 Portsche Lane, 68516
Dorothy Iwan, Family Acres Assn., 7605 S. 75th Street, 68516

RESOLUTION NO. PC- 00877

1 WHEREAS, Glen Herbert has submitted for approval the preliminary plat of Boulder
2 Ridge, generally located at S. 84th Street and Pine Lake Road; and has requested a
3 modification to waive City of Lincoln Design Standards requirements regarding sanitary sewers
4 opposite street grades, maximum grade on the approach to a major street at the intersection of
5 Barkley Drive and S. 84th Street and at Barkley Drive and S. 85th Street pursuant to Section
6 26.31.010 of the Lincoln Municipal Code; and

7 WHEREAS, the Planning Director has recommended conditional approval of said
8 preliminary plat as contained in pages 4 through 8 of the staff report prepared by Tom Cajka,
9 Planner, dated May 27, 2004, which is attached hereto as Exhibit A; and

10 WHEREAS, the Planning Director has recommended conditional approval of the
11 requested waivers of the City of Lincoln Land Subdivision Ordinance requirements.

12 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster County
13 Planning Commission that the preliminary plat of Boulder Ridge is hereby approved subject to
14 the terms and conditions of Exhibit A which is attached hereto and made a part of this
15 resolution as though fully set forth verbatim.

16 BE IT FURTHER RESOLVED that the Lincoln City-Lancaster County Planning
17 Commission finds that the tract to be subdivided is surrounded by such development or unusual
18 conditions that strict application of the subdivision requirements would result in actual difficulties
19 or substantial hardship and the following modifications to the City of Lincoln Land Subdivision
20 Ordinance requirements are hereby approved:

21 1. The requirement of Section 3.6 of the Sanitary Sewer Design Standards
22 that the slope of the sanitary sewer should parallel the slope of the street is waived to allow the

1 construction of sanitary sewer running opposite street grades as shown provided that the
2 maximum depths for sanitary sewer mains are not exceeded as a result of this wavier.

3 2. The requirement of Section 3.4.3.a. of the Urban Public Street Design
4 Standards that the grade of any street approaching a major street shall not exceed 3% within
5 130 feet is waived for Barkley Drive at its intersection with South 84th Street.

6 3. The requirement of Section 3.4.3.c. of the Urban Public Street Design
7 Standards that the grade of any street approaching a local street shall not exceed 3% within 70
8 feet is waived for Barkley Drive at its intersection with South 85th Street.

9 The foregoing Resolution was approved by the Lincoln City-Lancaster County
10 Planning Commission on this 9th day of June, 2004.

ATTEST:

/S/ ORIGINAL SIGNED BY
MARY BILLS-STRAND

Chair

Approved as to Form & Legality:



Chief Assistant City Attorney

PP 04008

PAGE NO. 4

CONDITIONS:

Site Specific:

1. After the subdivider completes the following instructions and submits the documents and plans and 6 copies to the Planning Department office, the preliminary plat will be signed by the Chair of the Planning Commission certifying approval: (NOTE: These documents and plans are required by ordinance or design standards.)
 - 1.1 Revise the preliminary plat to show:
 - 1.1.1 a fire hydrant on Granite Ridge Rd. between Look Out Lane and Pebble Creek Cir.

- 1.1.2 ~~——— Show a street from S. 85th St. or Boulder Ridge Rd. to provide access to Lot 6 I. T. and Lot 66 I. T. Include a Note that reasonable access to Lot 6 I.T. and Lot 66 I.T. shall be provided at the time of multi-family site plan approval, to the satisfaction of the Public Works & Utilities Department. (**Per Planning Commission, at the request of the applicant, 06/09/04**)~~
- 1.1.3 Show a conceptual street layout for Lots 23-25 I. T.
- 1.1.4 ~~——— Outlot I combined with Lots 1-4, Block 1. (**Per Planning Commission, as recommended by staff, 06/09/04**)~~
- 1.1.5 ~~——— Outlot II combined with Lots 1-3, Block 2. (**Per Planning Commission, as recommended by staff, 06/09/04**)~~
- 1.1.6 ~~——— Granite Ridge Ct. extended to Rutherford Dr. (**Per Planning Commission, at the request of the applicant, 06/09/04**)~~
- 1.1.7 the existing house on Lot 16 I.T.
- 1.1.8 revise note 13. Change 227 to 224 multi-family units and change 9 outlots to 10 outlots.
- 1.1.9 change total unassigned units to 240 in the density calculations table
- 1.1.10 revise note 16 to state Outlots C & D will be maintained by the developer.
- 1.1.11 revise the legal description and boundary of the plat. The boundary should not include S. 84th St.
- 1.1.12 show a pedestrian easement over the sanitary sewer easement from Grey Hawk Ct. to Franciscan Dr.
- 1.1.13 change the note in the northwest corner of the plat to read; 10' of additional ROW to be dedicated to the City.

- 1.1.14 corrections per Public Works & Utilities Department memo of May 6, 2004, except that a median in Barkley Drive shall be permitted east of 84th Street with a median opening for So. 85th Terrace and Court. (**Per Planning Commission, at the request of the applicant, 06/09/04**)
- 1.1.15 the outlot designation for the multiple family to lot.
- 1.1.16 a new block for the lots south of Grey Hawk Ln. Outlot "C" must be changed to a lot and included in this block.

2. The City Council approves associated request:

- 2.1 Change of Zone #04017
- 2.2 Special Permit #04011

General:

3. Final Plats will be approved by the Planning Director after:

- 3.1 You have completed or posted a surety to guarantee the completion of the public streets, private roadway improvements, sidewalks, sanitary sewer system, water system, drainage facilities, land preparation and grading, sediment and erosions control measures, storm water detention/retention facilities, drainageway improvements, street lights, landscaping screens, street trees, temporary turnaround and barricades, and street name signs.

- 3.2 The subdivider has signed an agreement that binds the subdivider, its successors and assigns:

to complete the street paving of streets, and temporary turnarounds and barricades located at the temporary dead-end of the streets shown on the final plat within two (2) years following the approval of the final plat.

to complete the installation of sidewalks along both sides of streets and along the east side of S. 84th St. as shown on the final plat within four (4) years following the approval of the final plat.

to complete the public water distribution system to serve this plat within two (2) years following the approval of the final plat.

to complete the public wastewater collection system to serve this plat within two (2) years following the approval of the final plat.

to complete the enclosed drainage facilities shown on the approved drainage study to serve this plat within two (2) years following the approval of the final plat.

to complete land preparation including storm water detention/retention facilities and open drainageway improvements to serve this plat prior to the installation of utilities and improvements but not more than two (2) years following the approval of the final plat.

to complete the installation of public street lights along the streets within this plat within two (2) years following the approval of the final plat.

to complete the planting of the street trees along streets within this plat within four (4) years following the approval of the final plat.

to complete the installation of the street name signs within two (2) years following the approval of the final plat.

to complete any other public or private improvement or facility required by Chapter 26.23 (Development Standards) of the Land Subdivision Ordinance in a timely manner which inadvertently may have been omitted from the above list of required improvements.

to submit to the Director of Public Works a plan showing proposed measures to control sedimentation and erosion and the proposed method to temporarily stabilize all graded land for approval.

to complete the public and private improvements shown on the preliminary plat and Community Unit Plan.

to retain ownership of or the right of entry to the outlots in order to maintain the outlots and private improvements on a permanent and continuous basis and to maintain the plants in the medians and islands on a permanent and continuous basis. However, the subdivider may be relieved and discharged of this maintenance obligation upon creating, in writing, a permanent and continuous association of property owners who would be responsible for said permanent and continuous maintenance. The subdivider shall not be relieved of such maintenance obligation until the private improvements have been satisfactorily installed and the documents creating the association have been reviewed and approved by the City Attorney and filed of record with the Register of Deeds.

to submit to the lot buyers and home builders a copy of the soil analysis.

to pay all design, engineering, labor, material, inspection, and other improvement costs.

to comply with the provisions of the Land Preparation and Grading requirements of the Land Subdivision Ordinance.

to protect the trees that are indicated to remain during construction and development

to properly and continuously maintain and supervise the private facilities which have common use or benefit, and to recognize that there may be additional maintenance issues or costs associated with providing for the proper functioning of storm water detention/retention facilities as they were designed and constructed within the development, and that these are the responsibility of the land owner.

to relinquish the right of direct vehicular access from Outlots D and E to Pine Lake Rd.

to relinquish the right of direct vehicular access to S. 84th St. except as shown.

to timely complete the public and private improvements and facilities required by Chapter 26.23 of the Land Subdivision Ordinance which have not been waived including but not limited to the list of improvements described above.

to post the required security to guarantee completion of the required improvements if the improvements are not completed prior to approval of the final plat.

Prepared by:

Tom Cajka, 441-5662, tcajka@ci.lincoln.ne.us
Planner

DATE: May 27, 2004


APPLICANT: Glen Herbert
8540 Chaparral Cir.
Lincoln, NE 68520
(402) 489-2336

OWNER: same as applicant

CONTACT: Lyle Loth
ESP
601 Old Cheney Rd. Suite A
Lincoln, NE 68512
(402) 421-2500

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 10, 2004

RE : **Special Permit No. 04027**
(Early Childhood Care Facility - 3336 N. 10th Street)
Resolution No. PC-00876

RECEIVED
JUN 10 2004
CITY COUNCIL
OFFICE

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, June 9, 2004:

Motion made by Taylor, seconded by Carlson, to approve **Special Permit No. 04027**, with conditions, requested by Becky Ryan, for authority to operate an early childhood care facility for no more than 12 children present at any time where the licensed day care provider is not a permanent resident of the facility, on property located at 3337 N. 10th Street. Motion for approval, with conditions, carried 8-0: Marvin, Krieser, Carlson, Larson, Sunderman, Bills-Strand, Taylor and Carroll voting 'yes'; Pearson absent.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Becky Ryan, 3336 N. 10th Street, 68521
Robert Ryan, 910 Judson Street, 68521

RESOLUTION NO. PC- 00876

SPECIAL PERMIT NO. 04027

1 WHEREAS, Becky Ryan has submitted an application designated as
2 Special Permit No. 04027 for authority to operate an early childhood care facility for no
3 more than 12 children present at any time where the licensed day care provider is not a
4 permanent resident of the facility on property located at 3336 N. 10th Street, and legally
5 described to wit:

6 The west 54 feet of Lots 10, 11, and 12, Block 39, Lincoln
7 Heights Addition, located in the Southeast Quarter of
8 Section 11, Township 10 North, Range 6 East of the 6th
9 P.M., Lancaster County, Nebraska;

10 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
11 held a public hearing on said application; and

12 WHEREAS, the community as a whole, the surrounding neighborhood,
13 and the real property adjacent to the area included within the site plan for this early
14 childhood care facility will not be adversely affected by granting such a permit; and

15 WHEREAS, said site plan together with the terms and conditions
16 hereinafter set forth are consistent with the comprehensive plan of the City of Lincoln
17 and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
18 public health, safety, and general welfare.

1 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
2 County Planning Commission of Lincoln, Nebraska:

3 That the application of Becky Ryan, hereinafter referred to as "Permittee",
4 to operate an early childhood care facility for 12 children be and the same is hereby
5 granted under the provisions of Section 27.63.070 of the Lincoln Municipal Code upon
6 condition that construction of said early childhood care facility be in strict compliance
7 with said application, the site plan, and the following additional express terms,
8 conditions, and requirements:

9 1. This permit approves the operation of an early childhood care
10 facility for a maximum of 12 children. The existing single family dwelling need not be
11 used as the permanent residence of the Permittee.

12 2. Before receiving building permits:

13 a. The Permittee must submit a revised site plan including
14 eight copies showing the following revisions to the Planning
15 Department office for review and approval:

16 i. Remove the fencing from the public right-of-way and
17 revise the site plan accordingly.

18 ii. Indicate on the site plan the maximum number of
19 children and employees on the largest shift.

20 iii. Show the route from the facility to the play area.

21 b. The construction plans must conform to the approved plans.

22 c. The operation and the premises must meet appropriate local
23 and state licensing requirements, including compliance with
24 health codes.

1 3. Before operating this early childhood care facility all development
2 and construction must conform to the approved plans.

3 4. The site plan approved by this permit shall be the basis for all
4 interpretations of setbacks, yards, locations of buildings, location of parking and
5 circulation elements, and similar matters.

6 5. The terms, conditions, and requirements of this resolution shall be
7 binding and obligatory upon the Permittee and the Permittee's successors and assigns.
8 The building official shall report violations to the City Council which may revoke the
9 special permit or take such other action as may be necessary to gain compliance.

10 6. The Permittee shall sign and return the City's letter of acceptance
11 to the City Clerk within 30 days following approval of the special permit, provided,
12 however, said 30-day period may be extended up to six months by administrative
13 amendment. The City Clerk shall file a copy of the resolution approving the special
14 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
15 paid in advance by the Permittee.

16 The foregoing Resolution was approved by the Lincoln City-Lancaster
17 County Planning Commission on this 9th day of June, 2004.

ATTEST:

/S/ ORIGINAL SIGNED BY
MARY BILLS-STRAND

Chair

Approved as to Form & Legality:



Chief Assistant City Attorney


**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

RECEIVED

JUN 10 2004

**CITY COUNCIL
OFFICE**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 10, 2004

RE : **Special Permit No. 04028**
(Accessory building for wireless facility - 1212 N.W. 48th Street)
Resolution No. PC-00874

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, June 9, 2004:

Motion made by Taylor, seconded by Larson, to approve **Special Permit No. 04028**, with conditions, requested by US Cellular Wireless Communications, for authority to construct a 200 sq. ft. accessory building for wireless facilities in the AG zoning district, on property located at 1212 N.W. 48th Street. Motion for approval, with conditions, carried 8-0: Marvin, Krieser, Carlson, Larson, Sunderman, Bills-Strand, Taylor and Carroll voting 'yes'; Pearson absent.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Douglas Rogers, LCC International, 1123 Lincoln Mall, 68508
US Cellular Wireless Communications, 3601 109th St., Urbandale, IA 50322
Brent and Nancy Keller, 1212 N.W. 48th Street, 68528

RESOLUTION NO. PC- 00874

SPECIAL PERMIT NO. 04028

1 WHEREAS, US Cellular Wireless Communications has submitted an
2 application designated as Special Permit No. 04028 for authority to construct a 200 sq.
3 ft. accessory building for wireless facilities in the AG zoning district on property
4 generally located at 1212 N.W. 48th Street, and legally described as:

5 Lots 40 and 44 of Irregular Tracts, located in the Northeast
6 Quarter of Section 19, Township 10 North, Range 6 East of
7 the 6th P.M., Lancaster County, Nebraska;

8 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
9 held a public hearing on said application; and

10 WHEREAS, the community as a whole, the surrounding neighborhood,
11 and the real property adjacent to the area included within the site plan for this wireless
12 facilities structure will not be adversely affected by granting such a permit; and

13 WHEREAS, said site plan together with the terms and conditions
14 hereinafter set forth are consistent with the Comprehensive Plan of the City of Lincoln
15 and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
16 public health, safety, and general welfare.

17 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
18 County Planning Commission of Lincoln, Nebraska:

1 That the application of US Cellular Wireless Communications, hereinafter
2 referred to as "Permittee", to construct a 200 sq. ft. accessory building for wireless
3 facilities in the AG zoning district be and the same is hereby granted under the
4 provisions of Section 27.63.720 the Lincoln Municipal Code upon condition that
5 construction of said wireless facilities be in strict compliance with said application, the
6 site plan, and the following additional express terms, conditions, and requirements:

7 1. This permit approves a 200 sq. ft. accessory building for wireless
8 facilities consistent with the site plan.

9 2. Before receiving building permits:

10 a. The Permittee must submit a revised site plan and five
11 copies showing the accessory building complying with the
12 applicable setbacks for the AG district - 40' side yard and 50'
13 rear yard.

14 b. The construction plans must conform to the approved plans.

15 3. Before use of the facility all development and construction must be
16 completed in conformance with the approved plans.

17 4. All privately-owned improvements must be permanently maintained
18 by the Owner.

19 5. The site plan approved with this permit shall be the basis for all
20 interpretations of setbacks, yards, locations of buildings, location of parking and
21 circulation elements, and similar matters.

22 6. The terms, conditions, and requirements of this resolution shall be
23 binding and obligatory upon the Permittee and the Permittee's successors and assigns.

1 The building official shall report violations to the City Council which may revoke the
2 special permit or take such other action as may be necessary to gain compliance.

3 7. The Permittee shall sign and return the City's letter of acceptance
4 to the City Clerk within 30 days following approval of the special permit, provided,
5 however, said 30-day period may be extended up to six months by administrative
6 amendment. The City Clerk shall file a copy of the resolution approving the special
7 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
8 paid in advance by the Permittee.

9 The foregoing Resolution was approved by the Lincoln City-Lancaster
10 County Planning Commission on this 9th day of June, 2004.

ATTEST:

/S/ ORIGINAL SIGNED BY
MARY BILLS-STRAND

Chair


Approved as to Form & Legality:



Chief Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning 

DATE : June 10, 2004

RE : **Special Permit No. 04029**
(Soil Excavation - S. 88th Street and A Street)
Resolution No. PC-00875

RECEIVED
JUN 10 2004
**CITY COUNCIL
OFFICE**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, June 9, 2004:

Motion made by Taylor, seconded by Larson, to approve **Special Permit No. 04029**, with conditions, requested by Herbert Brothers, a general partnership, for soil excavation on property located at S. 88th Street and A Street. Motion for approval, with conditions, carried 8-0: Marvin, Krieser, Carlson, Larson, Sunderman, Bills-Strand, Taylor and Carroll voting 'yes'; Pearson absent.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
J.D. Burt, Design Associates, 1609 N Street, 68508
Herbert Bros., 8540 Chaparral, 68520
J. Michael Rierden, 645 M Street, Suite 200, 68508

RESOLUTION NO. PC- 00875

SPECIAL PERMIT NO. 04029

1 WHEREAS, Herbert Brothers, a Nebraska general partnership, has
2 submitted an application designated as Special Permit No. 04029 for soil excavation on
3 property located at S. 88th Street and A Street, and legally described to wit:

4 Lot 30 I.T. in the Southwest Quarter of Section 26, Township
5 10 North, Range 7 East of the 6th P.M., Lincoln, Lancaster
6 County, Nebraska; and

7 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
8 held a public hearing on said application; and

9 WHEREAS, the community as a whole, the surrounding neighborhood,
10 and the real property adjacent to the area included within the site plan for this soil
11 excavation will not be adversely affected by granting such a permit; and

12 WHEREAS, said site plan together with the terms and conditions
13 hereinafter set forth are consistent with the Comprehensive Plan of the City of Lincoln
14 and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
15 public health, safety, and general welfare.

16 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
17 County Planning Commission of Lincoln, Nebraska:

1 That the application of Herbert Brothers, hereinafter referred to as
2 "Permittee", to operate a soil excavation be and the same is hereby granted under the
3 provisions of Section 27.63.360 of the Lincoln Municipal Code upon condition that
4 operation of said soil excavation be in strict compliance with said application, the site
5 plan, and the following additional express terms, conditions, and requirements:

6 1. This permit approves a soil, sand and gravel excavation for a
7 period of one year. Visual screening is waived, but the entrance must be gated and the
8 area fenced. The time of operation is limited to Monday through Friday, from 7:00 a.m.
9 to 7:00 p.m. and Saturdays from 7:00 a.m. to noon.

10 2. Before beginning excavation operations the Permittee shall:

- 11 a. Post a sign at a location acceptable to the County Engineer
12 that reads "Caution, Trucks Entering Highway."
13 b. Enter into an agreement with the County Engineer for
14 access and county road maintenance.
15 c. Provide a dust control plan to the satisfaction of the Health
16 Department.
17 d. Immediately clean up any fuel, petroleum product material
18 spills or other potentially hazardous material spills, and any
19 resulting contaminated soil or material and properly dispose
20 of the same to the satisfaction of the Health Department.

21 3. Before excavation all development and construction must conform
22 to the approved plans.

1 4. Before beginning this excavation operation the City/County Health
2 Department must approve the air quality permits and fuel storage issues.

3 5. The site plan approved by this permit shall be the basis for all
4 interpretations of setbacks, yards, locations of buildings, location of parking and
5 circulation elements, and similar matters.

6 6. The terms, conditions, and requirements of this resolution shall be
7 binding and obligatory upon the Permittee and the Permittee's successors and assigns.
8 The building official shall report violations to the City Council which may revoke the
9 special permit or take such other action as may be necessary to gain compliance.

10 7. The Permittee shall sign and return the City's letter of acceptance
11 to the City Clerk within 30 days following approval of the special permit, provided,
12 however, said 30-day period may be extended up to six months by administrative
13 amendment. The City Clerk shall file a copy of the resolution approving the special
14 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
15 paid in advance by the Permittee.

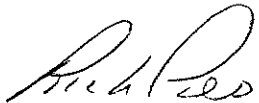
16 The foregoing Resolution was approved by the Lincoln City-Lancaster
17 County Planning Commission on this 9th day of June, 2004.

ATTEST:

/S/ ORIGINAL SIGNED BY
MARY BILLS-STRAND

Chair

Approved as to Form & Legality:



Chief Assistant City Attorney



CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG
www.ci.lincoln.ne.us

Engineering Services
Public Works and Utilities Department
Allan Abbott, Director
531 Westgate Blvd.
Suite 100
Lincoln, Nebraska 68528
402-441-7711
fax: 402-441-6576

May 13, 2004

RECEIVED

JUN 04 2004

CITY COUNCIL
OFFICE

Don Burbach
3600 Hartley Circle
Lincoln, NE 68521

Dear Mr. Burbach:

Thank you for sharing with us your concerns for traffic safety at the intersections of 27th & Fairfield and 48th & 'A' Street. First let me address 27th & Fairfield. The northbound to westbound left turn arrow at 27th & Fairfield is operational 24 hours per day, 7 days per week. If you were there and didn't receive a left turn arrow, we could have had some technical problems with our vehicle detection equipment or computer software, in which case, your vehicle wouldn't have been detected, therefore, you wouldn't have gotten a green arrow. We have checked and our detection is working appropriately at the present time. Please remember that the green arrow does only remain on for a few seconds, then you are given a green ball, at which time you can make your turn when you can find a safe gap in the opposing traffic. Once the northbound light turns red, however, if you are still in the left turn pocket waiting to make your turn, the next cycle of green light for northbound traffic should include a green arrow again.

As far as the signal at 48th & 'A' Streets, we do only operate the left turn arrows during the morning and evening peak traffic times. During the remainder of the day and night, you can find safe gaps in the opposing traffic to make your turn. This is done to reduce delay for the majority of the vehicles passing through this intersection. In other words, we will make a few left turners wait vs. many through vehicles.

Many people don't agree with this operating philosophy, however, we need to make sure that we are causing the least amount of delay for the majority of the vehicles traveling down our streets. With concerns for air quality and fuel prices as they are, we have a duty try to keep traffic flowing as smoothly as we can.

Again, thank you for sharing your concerns with us. If we can answer any specific questions or if you have further concerns related to traffic safety you may contact me by calling 441-7711 or you can e-mail me at sopfer@ci.lincoln.ne.us.

Sincerely,

Scott A. Opfer, Manager
Traffic & Engineering Services Operations
Public Works & Utilities Department

cc: City Council
Coleen Seng, Mayor
Allan Abbott
Randy Hoskins
Nicole Fleck-Tooze
Karen Sieckmeyer
Maggie Kellner



Scott A Opfer

06/01/2004 08:07 AM

To: Maggie Kellner/Notes@Notes
cc: Randy W Hoskins/Notes@Notes
Subject: constituent / traffic signal turn lights

Maggie, please prepare the below response for my signature.

Thanks,

Scott O.



burbach504.sao response to Don Burbach re left turn arrows at 27th and Fairfield and 48th

----- Forwarded by Scott A Opfer/Notes on 06/01/2004 08:07 AM -----



Allan L Abbott

05/06/2004 09:47 AM

To: Randy W Hoskins/Notes@Notes, Scott A Opfer/Notes@Notes
cc: Darrell Podany/Notes@Notes, CAMPJON@AOL.COM
Subject: constituent / traffic signal turn lights

If you have not already done so please provide the information requested.

----- Forwarded by Allan L Abbott/Notes on 05/06/2004 09:47 AM -----

Darrell Podany

05/03/2004 05:20 PM

To: aabbott@ci.lincoln.ne.us
cc: Karen K Sieckmeyer/Notes@Notes
Subject: constituent / traffic signal turn lights

Re Don Burbach
3600 Hartley Circle (21)
476-3600

Allan,

Mr Burbach called Jon 's cc office re traffic signals that have turn signal capacity but are turned off during times that include weekdays and weekends. The signals are for north-south traffic at 48 & A and 27th & Fairfield. Increased traffic volume makes it difficult to turn at these intersections.

Can you please ask appropriate PW staff to review these and respond to Mr Burbach.

Thanks.

Darrell

copy Jon Camp



CITY OF LINCOLN
NEBRASKA

NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

PUBLIC WORKS AND UTILITIES DEPARTMENT

Engineering Services, 531 Westgate Blvd., Lincoln, NE 68528, 441-7711, fax 441-6576

FOR IMMEDIATE RELEASE: June 9, 2003

FOR MORE INFORMATION: Larry Duensing, Engineering Services, 441-7711

Doug Holle, The Schemmer Associates, 488-2500

EAST-BOUND LANES OF "O" STREET TO CLOSE FRIDAY MORNING

The east-bound lanes of "O" Street between 27th and 33rd streets will be temporarily closed for construction from midnight to 5 a.m. Friday morning, June 11, to allow crews to pour new concrete pavement. Traffic will be detoured to Randolph Street.

The pavement is part of the 27th and "O" Street safety improvement project which includes:

- Adding left-turn lanes both eastbound and westbound along "O" Street to provide dual left-turn lanes onto 27th Street. The additional left-turn lanes will be created through re-striping, new construction and median changes.
- Making the existing eastbound right-turn lane a through lane and extending it east to about 28th Street.
- Installing new signal systems at the intersections of "O" at 25th and 27th streets.
- Reconstructing sidewalks due to the pavement and traffic signal changes.

Work on the overall project is expected to be completed by the end of June.

Those wanting more information on the project can contact Doug Holle at The Schemmer Associates, 488-2500.

RECEIVED
JUN 10 2004
CITY COUNCIL
OFFICE



aabbott@ci.lincoln.ne.
us

06/10/2004 08:51 AM

To: "Carol B" <carolserv@hotmail.com>
cc: aabbott@ci.lincoln.ne.us, council@ci.lincoln.ne.us,
Mayor@ci.lincoln.ne.us, RHoskins@ci.lincoln.ne.us
Subject: Re: sidewalks

What are you talking about? waht sidewalks do not meet your expectations. We do not let contracts to do shoddy work. If there is a problem let me know where it is and I will look into it. I do not appreciate the innuendo that PW&U does not care about the quality of a product.

06/09/2004 10:50 PM

Subject: sidewalks

I am very disappointed that our new sidewalk repairs are not up to a standard that we would expect them to be. We have worked too hard to find funds for replacing our our broken sidewalks I would not like to see those funds squandered on shoddy workmanship. What would be the problem of bidding out the sidewalks to those that take pride in quality not quantity.

Carol Brown

Getting married? Find great tips, tools and the latest trends at MSN Life Events. <http://lifeevents.msn.com/category.aspx?cid=married>

RECEIVED
JUN 10 2004
CITY COUNCIL
OFFICE

INTEROFFICE MEMORANDUM

TO: Mayor Seng
& City Council Members

FROM: Clinton W. Thomas

RECEIVED

JUN 07 2004

DEPARTMENT: City Council Office

DEPARTMENT: Real Estate Division

CITY COUNCIL
OFFICE

ATTENTION:

DATE: June 4, 2004

COPIES TO: Joan Ross
Marvin Krout
Dana Roper
Byron Blum

SUBJECT: Vacation of South 49th Street; Prescott
to Lowell

A request has been made to vacate South 49th Street from Prescott to Lowell Avenues and a portion of the east-west alley east of 49th Street. The area was viewed and appears as a standard right-of-way with concrete curb and gutter street. The portion of the alley to be vacated was also paved. There were overhead utility lines and a sanitary sewer manhole visible within the alley. No other utilities were observed within the area; however, Planning Department has indicated the existence of a gas main in the southerly 100 feet of the right-of-way to be vacated. They have also reported Lincoln Electric System and Public Works have requested easements to be retained within the alley right-of-way and the extension of the alley across 49th Street as well as that portion of the street right-of-way south of the alley. The street right-of-way north of the alley will be unencumbered by utility easements. The existence of utilities and utility easements would render the alley and southern portion of the street as unbuildable. However, the portion of the street right-of-way lying north of the north line of the alley would be a buildable lot and should be valued accordingly.

The area to be vacated lies within 3 different zoning districts with the area south of the centerline of the alley being R-4 and the area north of the centerline of the alley divided between the B-3 and R-6 Zoning Districts. The Planning Department has indicated, if the north portion of the street right-of-way were to be re-zoned to one zoning type and built upon, they would support a change of the west half from B-3 to R-6 zoning. This estimated value is predicated on such a change. Value of R-6 land in this area is considered to be in the range of \$4,500 to \$5,000 per buildable unit. Under R-6 zoning, the northerly portion of the street right-of-way would support 9 units, or have a value in the range of \$40,000 to \$45,000. The most likely value would fall in the area of \$40,000, or approximately \$4.00 per square foot.

The area within the R-4 zoning would have a slightly lower value since it will support less density. The value of that area is estimated at \$3.50 per square foot. Due to the imposition of utility easements, it is estimated the value would be 30% to 35% of the underlying fee value, or roughly \$1.15 per square foot. The entire area of the alley is included at this amount since it is encumbered by utility easements even though a portion lies within the R-6 Zoning District.

In summary, the estimated value of the street and alley right-of-way to be vacated is considered as follows:

Vacation of South 49th Street
page 2

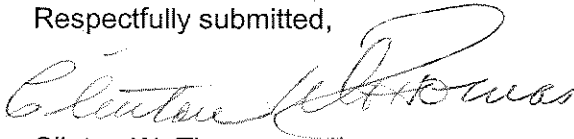
Area encumbered by utility easements
1,170 sq. ft. X \$1.15/ sq. ft. = \$12,730.50 called \$12,700.00

Unencumbered area \$40,000.00

TOTAL \$52,700.00

Therefore, it is recommended, if the area is vacated, it be sold to the abutting property owner for \$52,700.

Respectfully submitted,



Clinton W. Thomas
Certified General Appraiser #990023

dge

INTEROFFICE MEMORANDUM

TO: Mayor Seng
& City Council Members

FROM: Clinton W. Thomas

DEPARTMENT: City Council Office

DEPARTMENT: Real Estate Division

ATTENTION:

DATE: June 4, 2004

COPIES TO: Joan Ross
Marvin Krout
Dana Roper
Byron Blum

SUBJECT: Vacation of North 21st Street between
Vine and W Streets and adjacent to
east-west alley 21st to 22nd Street

RECEIVED

JUN 07 20

CITY COUNCIL
OFFICE

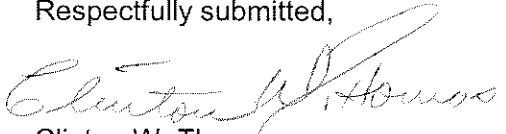
A request has been made to vacate a portion of North 21st Street north of Vine. When the area was viewed, it appeared as a brick street leading to the parking lot of the University of Nebraska - Lincoln and the former Cushman Manufacturing building. Overhead utility lines were observed running down the alley to be vacated and northerly up the street from the alley. No other utilities were apparent; however, Aquila has indicated the presence of a gas line within the area to be vacated. Both Aquila and Lincoln Electric System have asked for easements to be retained for existing and future utilities. Public Works has requested the removal of the existing street return to be replaced with a driveway in the same area. They have asked for a bond in the amount of \$5,000 for this work.

While a portion of the area to be vacated lies within the public zoning district, Planning Department has indicated the most logical zoning were it to be placed in private hands would be to match the R-6 Zoning District of the adjacent area to the south. Recent appraisals in this area have indicated an underlying land value for R-6 zoned land of \$5,000 per buildable unit, or approximately \$5.00 per square foot. However, the retention of utility easements will render the area unbuildable and it is expected small, irregular-shaped parcels such as this probably would sell for only 30% to 35% of the underlying land value especially when encumbered with easements. A value of 30% of the underlying land value, or \$1.50 per square foot, is considered appropriate. In addition, one must consider the cost of the removal of the street return and its replacement with a drive. The calculations are as follows:

8,266 sq. ft.	X	\$1.50/sq. ft.	=	\$12,399
Less removal of street return				<u>\$5,000</u>
TOTAL				\$7,399 called \$7,400

Therefore, it is recommended, if the area be vacated, it be sold to the abutting property owner for \$7,400.

Respectfully submitted,


Clinton W. Thomas
Certified General Appraiser #990023

dge

INTEROFFICE MEMORANDUM

RECEIVED

JUN 07 2004

CITY COUNCIL
OFFICE

TO: Mayor Seng
& City Council Members

FROM: Clinton W. Thomas

DEPARTMENT: City Council Office

DEPARTMENT: Real Estate Division

ATTENTION:

DATE: June 4, 2004

COPIES TO: Joan Ross
Marvin Krout
Dana Roper
Byron Blum

SUBJECT: Street & Alley Vacation No. 4002
North 47th Street; W St. to MoPac
Railroad

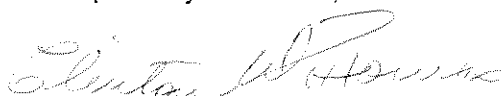
A request has been made to vacate the easterly half of the former 47th Street right-of-way lying between W Street and the former MoPac Railroad right-of-way. The westerly half of this street was vacated in 1994 and sold to the abutting property owner. When the area was viewed, it appeared as a generally level terrace approximately 3 to 4 feet lower than the abutting property on the west and 6 to 10 feet higher than the abutting property on the east. Overhead utility lines were observed running along the street right-of-way; no other utilities were apparent. It has been requested easements be retained for existing and future utilities. Long, narrow strips such as this have very little value, in and of themselves, but will generally assume the value of the abutting property once it is assembled into it. In this case, the value of the abutting land is estimated at approximately \$10 per square foot.

It is this writer's opinion, a prudent buyer would pay 30% to 35% of the value they hope to gain for a small parcel of assemblage property such as this. However, in this case the elevation difference will restrict the usability of the area after it is assembled into the abutting property. In order to use the area, the owner would have substantial expense to excavate the bank which is located there and stabilize it with a retaining wall to protect the abutting property. Any excavation would also require the lowering of the existing overhead utility lines. Because of these obstacles to the use of the property, a nominal amount of \$0.50 per square foot is considered appropriate. The calculations are as follows:

Portion abutting Lot 3	
4,500 sq. ft. X \$0.50/sq. ft. =	\$2,250
Portion abutting south 70 feet of Lot 4	
2,100 sq. ft. X \$0.50/sq. ft. =	\$1,050
Lot 4 except the south 70 feet	
3,057 sq. ft. X \$0.50/sq. ft. = \$1,528.50 called	<u>\$1,525</u>
TOTAL	<u>\$4,825</u>

Therefore, it is recommended, if the area be vacated, it be sold to the abutting property owners along the east side for \$4,825 as broken down above.

Respectfully submitted,



Clinton W. Thomas
Certified General Appraiser #990023

dge



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov>
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

06/04/2004 07:39 AM

InterLinc: City Council Feedback for
General Council

Name: Andrew H. Carter
Address: P.O. Box 61222
City: N. Charleston, SC 29419-1222
Phone:
Fax:
Email: carter_ah@yahoo.com

RECEIVED
JUN 04 2004
CITY COUNCIL
OFFICE

Comment or Question:

While I may not have any standing, voting wise concerning matters affecting, Lincoln, I do remember that former Gov. Jesse Ventura got voted into office essentially via the Internet. So please do not think that I cannot/will not start a boycott of Lincoln, NE.

During one of my many surfing sessions, I happened across one link just today concerning: Melissa J. Harrington, a web page designer for a local bank in Lincoln, NE., who likes to appear nude in public. <http://tinyurl.com/2xwb3>

I see nothing wrong with that, we are born naked and for some reason we believe religiously (have to bring God into it, but then again, religion has to stay out of it, sort of a catch-22), that we must be clothed at all times.

Biologically we are animals, yet we don't require our animals to wear clothes. We put animals to sleep to end their suffering, but not the human form of animal.

Anyway, the purpose of this little communique is to let you know that you are sort of in a bind.

Unless the bar in question is owned by the city, it is a private establishment open to the public, as are most businesses. So some facts:

- * Miss Harrison posed nude in a bar.
- * Ticketed for being nude in public.
- * People drink in a bar and get drunk more than likely.
- * People don't get arrested for public drunkenness unless they bring it outside or attempt to drive home in a drunk state.
- * The only legal recourse given the above is for the bar owner to charge her with trespassing; however that would be difficult if he/she did not have a ban on her being there, or if she did the stunt after hours (id es broke in)

America! One Nation Under God (but don't bring Him into our schools, courtrooms, legislative buildings)

America! The Last Bastion of Democracy (but don't remind the Hawaiians that we overthrew at gunpoint the independent nation of Hawaii. Not to mention a war for Oil)

America! The Moral State (let's not get into the fact that we have one state

where prostitution is legal)

What would you do if all the college kids were to strip naked in public? Okay they might be ticketed. What if they refused to pay? Put them in jail. Would your jail system be enough to house perhaps an entire student body 3000+ (<http://www.cba.unl.edu/about/facts.html>) What would you do then? Woh badly would the possible pulling out of the students and the money effect the local economy? What about the Huskers? Would they still exist?

Was Miss Harrington committing a burglary? Arson? Rape? Murder? Kidnapping? Terrorism? Bombing? Any crime for which a person SHOULD be locked up? No, she was effectively molting, a bird shedding it's feathers, or a snake it's skin.

Should you come to reason and if she was fined, I think it would be honourable to return any money fined her and to wipe the charges from her record.

6130 Francis Street
Lincoln, NE 68505
May 11, 2003

4050128
RECEIVED

JUN 3 4 30 PM

CITY CLERK
OFFICE

Mayor Colleen Seng
6101 Walker Street
Lincoln, NE 68507

Re: Left Turn Signals

Dear Mayor Seng:

You requested last week-end that I put my suggestions in writing and send them to you.

I am concerned about the use of the existing left-hand turn signals at the intersections of 66th & Holdrege, 70th & Holdrege and 56th & South Streets. These intersections all have left turn lane signals, but are only in use in so-called heavy traffic periods. Many times I must sit through light changes waiting to turn left because of the traffic and the left-hand turn signals are not in use. This can be early in the morning or mid-afternoon driving times.

I would also like to request a review of the 56th & Holdrege intersection for installation of a left turn light signal. The left turn driving lanes already are in existence, but turning left in this highly concentrated traffic area is difficult.

Thank you for your consideration and possible intervention with the Traffic Department.

Sincerely,


Donald P. Finch



MAYOR COLEEN J. SENG
www.ci.lincoln.ne.us

Engineering Services
Public Works and Utilities Department
Allan Abbott, Director
531 Westgate Blvd.
Suite 100
Lincoln, Nebraska 68528
402-441-7711
fax: 402-441-6576

May 25, 2004

Donald P. Finch
6130 Francis Street
Lincoln, NE 68505

Dear Mr. Finch:

Thank you for sharing with us your concerns for traffic safety. The left turn arrows at the intersections of 66th and 70th & Holdrege are indeed only operational during the morning and afternoon peak traffic times and at the intersection of 56th and South, we operate the westbound left turn arrow all day, shutting it off during the nighttime hours. The other three directions, we don't operate the arrow at all.

Determinations are made on where to install and how to operate left turn arrows based upon personal observation and study, as well as by using traffic counts and looking at the crash history for each location to determine if we have had any patterns of left turn crashes. The left turn arrows which we do de-activate, are done so during the times of the day (and night) when traffic volumes are such that a person wishing to make a left turn, can either find a gap in the opposing traffic or make their left turn at the end of the green cycle. By not operating the left turn arrows during these lower traffic volume times, our traffic signal system can be operated more efficiently, causing less overall delay for everyone. This translates into reduced amounts of emissions and fuel burned, which is also a good thing.

We understand that all drivers would like to be given that green light to continue on, however, the nature of a traffic signal is that some people have to wait. As stated above, we attempt to make as few people as possible wait. The crash history at these locations does not indicate a problem and the left turn volumes are relatively low. Thus the decision to operate the signals as we do. In your letter you also request a review of the operation at 56th & Holdrege. We have done so and for the same reasons stated above, will not be installing left turn arrows at this time.

Having stated this, if you encounter situations at any of these, or any other locations, where you consistently see numerous left turning vehicles sitting and waiting to make their turns due to heavy traffic, please do not hesitate to contact us. Please make sure you note the time in which you consistently see the problem and the location and we will make sure our staff takes a close look to make sure we are operating the signal appropriately.

Again, please do not hesitate to contact us with any concerns related to traffic safety and if you should want to report a location, you may do so by either calling us at 441-7711 or you can e-mail me personally at sopfer@ci.lincoln.ne.us.

Sincerely,



Scott A. Opfer, Manager
Traffic & Engineering Services Operations
Public Works & Utilities Department

cc: Coleen Seng, Mayor
Allan Abbott
Roger Figard
Randy Hoskins
Karen Sieckmeyer
Maggie Kellner



CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Office of the Mayor
555 South 10th Street

Suite 208
Lincoln, Nebraska 68508

402-441-7511

fax: 402-441-7120

mayor@ci.lincoln.ne.us

May 17, 2004

Donald P. Finch
6130 Francis St.
Lincoln, NE 68505

Dear Mr. Finch:

Donald

Thank you for taking the time to put your suggestions about traffic in writing and forwarding them to my office. I have seen to it that a copy of your letter, along with a copy of my reply, is delivered to the city's traffic engineers for their review. They will respond to you directly when they have had a chance to look into the changes you proposed.

Thanks again.

Sincerely,

Coleen

Coleen J. Seng
Mayor of Lincoln

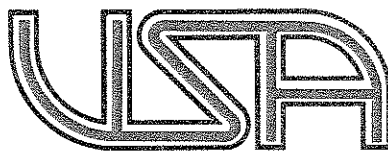
CS/ah

cc: Allan Abbott, Randy Hoskins, Public Works and Utilities Department

F:\FILES\MAYOR\2004\MayorSeng\Memos,Letters,Speeches\Finch,Don,05-17-2004,CS,ah.wpd

LINCOLN

The Community of Opportunity



VIDEO SERVICE OF AMERICA

June 3, 2004

Honorable Mayor Coleen J. Seng
City of Lincoln
555 S 10th St, Ste 208
Lincoln, NE 68508

RECEIVED
JUN 07 2004
CITY COUNCIL
OFFICE

RE: City of Lincoln Bid #04-110
Due: April 21, 2004

Mayor Seng,

Video Service of America has been in the business of selling audiovisual tape, equipment, furniture, and supplies since 1976. We have been headquartered in Lincoln since our beginning. We have emerged as one of the top distributors in the nation, selling to all levels of government, military, education, broadcasters, as well as the general public. During the past decades we have received numerous awards and recognition such as: Inc 500 Fastest Growing Corporation, YWCA Gladys Forsyth Award, Cosmopolitan Magazines Top 20 US Corporations (that respond to women's changing needs), etc. We have also achieved #1, 2, or 3 ranking with a variety of major corporations, such as Sony, Maxell, Quantegy, etc.

Given our degree of recognition in the business community, both at home and nationally, as well as our commitment to the state and city (paying sales, property, and income taxes, and providing employment for a number of Lincoln's citizens), I was greatly disappointed to find out that we were not granted the award on bid # 04-110 for Television Studio Equipment (opening on April 21, 2004). We were not granted the award although we were the low bid and met the specifications as written on the official city bid proposal and quoted the same items as the awarded vendor. In fact, we underbid the awarded vendor (Alpha Video & Audio, Inc of Edina, MN) by \$1938.89 which is a difference of over 8%. We also agreed to deliver for free which Alpha Video did not agree to. This information is available on the city's website, and I have attached copies of the same (attachments 1,2, and 3).

Perhaps I should have suspected that something was amiss when I received a phone call from a Mr. Tom Copeland in city purchasing a few days after the bid opening. He asked: 1) Does VSA have a technician to answer questions about the Sony units on the bid? My answer was that we use Sony technicians to answer any questions that may arise about the equipment. Our opinion is that Sony technicians are best suited to answer questions about Sony equipment. This is in keeping with Sony's policies which are provided on Sony's website. (see copies, attachments 4 and 5). 2) What if something should need

6929 Seward Avenue Lincoln, Nebraska 68507

Ph: (402)467-3668 Fax: (402)467-3780 Toll Free: 800-888-2140

Website: <http://www.videoserviceofamerica.com>

E-mail: sales@vsa1.com

repair? My answer was that we send it in to a Sony authorized service center for repair. The DVCAM equipment that was let for bid can *only* be repaired by Sony. Repairs performed by anyone other than Sony, will void the warranty. Sony has their own engineers with over 200 support personnel that will take care of any problems that may arise. This is also in keeping with Sony's policies as posted on the Sony website. (see attachments 4 and 5). After this, Mr. Copeland stated that VSA is a "box house." I answered that yes we are a "box house". I am not entirely certain what he meant by "box house," however the State of Nebraska, the University of Nebraska, Lincoln Public Schools, the City of New York, the State of Georgia, the City of Los Angeles, and many other customers do not seem to have a problem with "box houses." I posted a question finally to Mr. Copeland, asking him who had designed this system for the City. He stated that he was just a "go between."

I am troubled as a resident of Lincoln, that on a formal bid proposal, advertised and responded to at a national level by many other "box houses," that City Purchasing should see fit to circumvent standard bid procedure and award a substantial portion of this bid to a party other than the low bid meeting specifications, costing Lincoln an additional \$1938.89. Furthermore, although Video Service of America is in Sony's top 3 distributorships in equipment (#1 in tape), and we sell this equipment to everyone from the Federal Government to local videographers, we have been disregarded in our hometown as the low bid meeting specifications, apparently because our sales are substantial. I would appreciate a response to this inquiry. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Marty Shrader". The signature is fluid and cursive, with the first name "Marty" being more prominent than the last name "Shrader".

Marty Shrader
Bid Specialist

Cc: Jon Camp, Jonathan Cook, Glenn Friendt, Annette McRoy, Patte Newman, Ken Svoboda, Terry Werner

<u>04-110</u> (37k)	Television Studio Equipment for City/County Government	04/07/04	04/21/04	Midwest Media Group	\$8,282.00
				Alpha Video & Audio, Inc.	\$23,816.00

Attachment 1
Bid award

Attachment 2 Bid Tab

SPEC-04-110 TELEVISION STUDIO EQUIPMENT FOR CITY/COUNTY GOVERNMENT APRIL 21, 2004

COMPANY NAME:			Washington Professional Systems			Visual Interactive Dynamics			Alpha Video and Audio, Inc.			AVI Systems			Professional Video Supply, Inc.		
REPRESENTATIVE:			Rober Levin			Ray Morris			Jeffrey Volk			Chris Davies			Ned Soseman		
ADDRESS:			11242 Grandview Ave.			P.O. Box 5/2928			7711 Computer Avenue			5055 So. 111th St.			9201 Cody		
CITY/STATE/ZIP:			Wheaton, MD 20902			Houston, TX 77257-2928			Edina, MN 55435			Omaha, NE 68137			Overland Park, KS 66214		
TELEPHONE NO.:			301/942-6800			800-833-1970			952-846-9898			402/593-6500			913-492-1787		
E-MAIL ADDRESS:			levin@wpsworld.com			ray@vidinc.com			jeffv@alphavideo.com			chris.davies@avisys.com			ned@pyskc.com		
Item	Description	Qty.	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price
1	AVID Xpress Pro Software	1	\$1,325.00	\$1,325.00	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	\$2,657.00	\$2,657.00	Included				No Bid
2	AVID MOJO Accelerator & Analog I/O Device	1	\$1,325.00	\$1,325.00	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid							No Bid
3	PC Dual Pent. 4 3.06 GHz/2.9g Ram/80 Gig HD/Pioneer A07-DVD-R/ethernet connectivity-internal 200 gig Media Drive w/keyboard	1	\$4,950.00	\$4,950.00	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	\$5,396.00	\$5,396.00					No Bid
4	NEC MultiSync LCD 1706V 17" Monitor	1	\$475.00	\$475.00	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	\$513.00	\$513.00	Included				No Bid
5	Nvidia Quadro 980 XGL OGL card	1		Included	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid							No Bid
6	TKO TR630 3-piece flat panel speaker system w/subwoofer	1	\$69.00	\$69.00	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	\$71.00	\$71.00					No Bid
7	Sony 1800 DVCAM Decks including the following:	2	\$7,500.00	\$15,000.00	\$7,177.00	\$14,354.00	\$7,342.00	\$14,684.00	\$7,927.00	\$15,854.00							No Bid
	Sony DSRK 1801 SD/AS/EBU I/O Interface	2	\$1,125.00	\$2,250.00	\$1,053.00	\$2,106.00	\$1,084.00	\$2,168.00	\$1,170.00	\$2,340.00							No Bid
	Sony DSRK 1803 Firewire Boards	2	\$600.00	\$1,200.00	\$593.00	\$1,186.00	\$593.00	\$1,186.00	\$597.00	\$1,194.00							No Bid
	Sony PYE 500 Edit Controller (RS0422 cables)	1	\$2,400.00	\$2,400.00	\$2,159.00	\$2,159.00	\$2,211.00	\$2,211.00	\$2,476.00	\$2,476.00							No Bid
8	Sony PD170 Camera with hard case	1	\$3,325.00	\$3,325.00	\$3,221.00	\$3,221.00	\$3,303.00	\$3,303.00	\$3,565.00	\$3,565.00							No Bid
9	Bogen/Mantolito3046 tripod legs w/3433 (501) video fluid head	1	\$325.00	\$325.00	\$311.00	\$311.00	\$344.00	\$344.00	\$348.00	\$348.00							No Bid
	TOTAL LUMP SUM OFFER ALL ITEMS:			\$32,644.00		\$23,225.00		\$23,816.00		\$34,414.00							No Bid
4	Desired delivery date 30 days ARO. Are you able to meet the delivery date Yes or No				Yes				Yes								

NOTE: Item 7 RCC56 (RS422) cables are NOT included. Price is \$85.00/Each

Note: Prices do not incl. freight. Prices do not incl. applicable sales taxes.

Awarded
Vendor
for
Sony DVCAM

Attachment 3
BID TAB

SPEC.04-110 TELEVISION STUDIO EQUIPMENT FOR CITY/COUNTY GOVERNMENT APRIL 21, 2004

COMPANY NAME: REPRESENTATIVE: ADDRESS: CITY/STATE/ZIP: TELEPHONE NO.: E-MAIL ADDRESS:			VPT, Inc. John M. Nirew 2721 W. Magnolia Blvd. Burbank, CA 91505 800-422-2444 johnm@vptcorp.com			Full Compass Systems, Ltd. Greg Halom 8001 Terrace Avenue Middleton, WI 53562-3194 608-831-6330 greg@fullcompass.com			Midwest Media Group, Inc. Michael Keeney 115 W. Central Rd. Schaumburg, IL 60195 847-221-2200 mkeene@mwmg.com			B & H Photo Video Pro Audio Mises Appel 420 9th Ave. New York, NY 10001 800-947-8003 moses@bhphtovideo.com			Custom Fit, Inc. Stephen Mills 4200-Q Lafayette Center Dr Chantilly, VA 20151-1241 703/378-6340 smills@standardparts.com			Video Service of America Mary Schrader 6929 Seward Ave. Lincoln, NE 68507 800-888-2140 mary@vsa1.com		
Item	Description	Qty	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total				
1	AVID Xpress Pro Software	1		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID				
2	AVID MOJO Accelerator & Analog I/O Device	1		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID				
3	PC Dual Pent 4 3.06 GHz/2gig Ram/80 Gig HD/Pioneer A07-DVD-R/external connectivity-internal	1		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID				
4	200 gig Media Drive w/keyboard	1		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID				
5	NEC MultiSync LCD 1705V 17" Monitor	1		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID				
6	Nvidia Quadro 980 XGL OGL card	1		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID				
7	TKD TR630 3-piece flat panel speaker system w/subwoofer	1		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID		NO BID				
8	Sony 1800 DVCAM Decks including the following: Sony DSRK 1801 SDAES/EBU I/O interface Sony DSRK 1803 Firewire Boards Sony PVE 500 Edit Controller (RS0422 cables) Sony PDI707H Camera with hard case Bogen/Mannrotto3046 tripod legs w/3433 (501) video fluid head	2 2 2 1 1 1	\$6,895.00 \$1,054.73 \$539.73 \$2,142.00 \$3,199.73 \$325.00	\$13,790.00 \$2,109.46 \$1,077.46 \$2,142.00 \$3,199.73 \$325.00	\$7,180.00 \$1,080.00 \$545.00 \$2,030.00 \$3,200.00 \$315.00	\$14,360.00 \$2,160.00 \$1,090.00 \$2,030.00 \$3,200.00 \$315.00	\$7,730.00 \$1,290.00 \$690.00 \$2,800.00 \$3,674.00 \$388.00	\$15,460.00 \$2,580.00 \$1,380.00 \$2,800.00 \$3,674.00 \$388.00	\$7,000.00 \$1,045.00 \$1,664.00 \$2,000.00 \$3,225.00 \$306.00	\$14,000.00 \$2,090.00 \$1,100.00 \$2,000.00 \$3,225.00 \$306.00	\$8,108.00 \$1,201.00 \$617.00 \$2,483.00 \$3,659.00 \$361.00	\$16,216.00 \$2,402.00 \$1,234.00 \$2,483.00 \$3,659.00 \$361.00	\$6,696.41 \$1,008.42 \$512.71 \$2,043.93 \$3,105.21 \$292.89	\$13,392.82 \$2,016.84 \$512.71 \$2,043.93 \$3,105.21 \$292.89	\$3,089.00 \$564.00 \$684.00 \$648.95 \$684.00 \$684.00	\$3,089.00 \$564.00 \$684.00 \$648.95 \$684.00 \$684.00				
TOTAL LUMP SUM OFFER ALL ITEMS:				\$22,643.65		\$29,208.00		\$34,564.00		\$29,745.90		\$34,593.00		\$29,745.90		\$34,593.00				
4	Desired delivery date 30 days ARO. Are you able to meet the delivery date Yes or No		Yes			Yes		Yes		Yes		Yes		Yes		Yes				

NOTE: Sony PDI70 Camera INCLUDES wide angle adapter & Sony LC-PDI707H Hardcase (Traveling Case)

Quotation / Reference #115283370 & #115369080

See Cover Letter

USA b.i.d
for exact
Some items

SONY

> Professional Services

> bpcvalue.com

> Financial Services

> Help

Professional Services

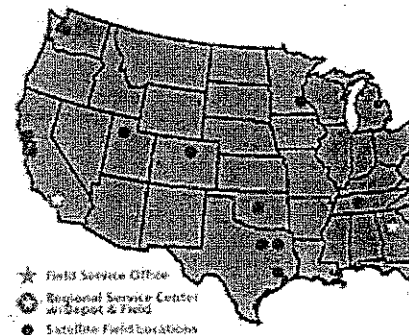
Support Solutions > Service Centers

Professional**U.S. Services**

- Three Regional Support Centers
- Midwest Field Service Office and Multiple Satellite Field
- Locations Highly Trained Team of Over 200 Support Personnel
- One Toll-Free number 1-866-SONY BPC (1-866-766-9272)

**Regional Support**

Three service centers are located throughout the U.S. A Midwest Field Service Office and nationwide network of field engineers are standing by to quickly provide the resources you need. Our team of engineers offer excellent depot service or on-site field support. And they're backed by experienced Sony product specialists and sustaining engineers. Bottom line? Nobody knows Sony products like Sony engineers.

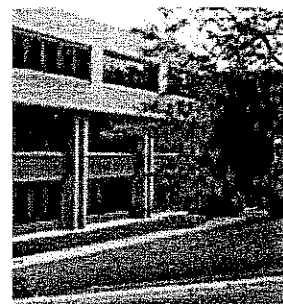
**NORTHEAST REGIONAL SERVICE CENTER**

Depot service: (CT, DC, DE, MA, MD, ME, NH, NJ, NY, PA, RI, VA, VT, WV, IA, IL, IN, KY, MI, MN, MT, ND, NE, OH, SD, WI)
Depot and field service: (AL, CT, DC, DE, GA, FL, MA, MD, ME, MS, NC, NH, NJ, NY, PA, RI, SC, TN, VA, VT, WV)

Sony Electronics Inc.
BSSC Regional Service Center
680 Kinderkamack Road
Oradell, New Jersey 07649

Phone: 201-476-8000
FAX: 201-986-3001
Hours of Operation: Monday-Friday 8:30am - 5:00pm Eastern Time

[Driving Directions](#)

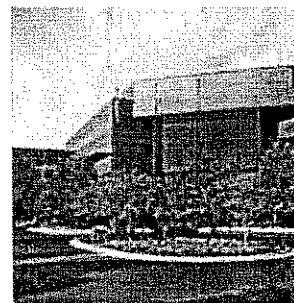


MIDWEST FIELD SERVICE OFFICE

Field Service Only: (AR, CO, IA, IL, IN, KS, KY, LA, MI, MN, MO, ND, NE, NM, OH, OK, SD, TX, UT, WI, WY)

Sony Electronics Inc
BSSC Regional Service Center
1200 North Arlington Heights Road
Itasca, Illinois 60143

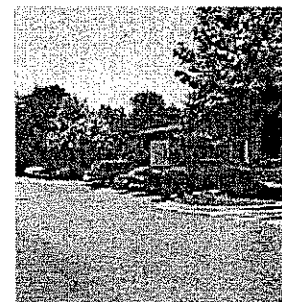
Telephone: (630) 773-6037
FAX # (630) 773-7679
Hours of Operation: Monday-Friday 8:30am - 5:00pm Central Time

**SOUTHEAST REGIONAL SERVICE CENTER**

Depot Service: (AL, AR, CO, FL, GA, KS, LA, MO, MS, NC, NM, OK, SC, UT, TN, TX, WY)

Sony Electronics Inc
BSSC Regional Service Center
3175A Northwoods Parkway
Norcross, Georgia 30071

Telephone: (770) 263-8016
FAX # (770) 441-8895
Hours of Operation: Monday-Friday 8:30am 5:00pm Eastern Time

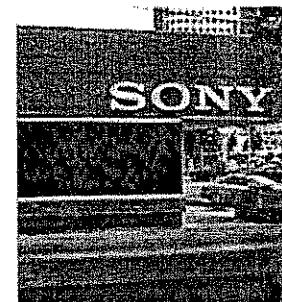
Driving Directions**WESTERN REGIONAL SERVICE CENTER**

Depot and Field Service: (AK, AZ, CA, ID, MT, NV, OR, WA)

Sony Electronics Inc
BSSC Regional Service Center
4100 Riverside Drive, Suite A,
Burbank, CA 91505

Telephone: 818-729-5860
FAX: 818-729-5899

Hours of Operation: Monday-Friday 8:30am 5:00pm Pacific Time

**LCD Projector Service Center**

Sony Electronics, Inc.
Sony Service Center
10227 Crossroads Loop
Laredo, TX 78045
Telephone: (866) 766-9272
Products Serviced: All LCD Projectors

Security Service Center

EMCS Service Company
1501 Grundy's Lane Suite 100
Bristol, PA 19007
Tel: (215) 826-4011 Fax: (215) 826-4118
Products Serviced: All Security Products and SNC IP camera models



Joan V Ray

06/08/2004 08:46 AM

To: council members,

cc:

Subject: InterLinc: Council Feedback

FYI - Perhaps this citizen should receive a response before Thursday when you'll receive this in your packet material.

Joan

----- Forwarded by Joan V Ray/Notes on 06/08/2004 08:46 AM -----



**DO NOT REPLY to this-
InterLinc**

<none@lincoln.ne.gov

>

To: General Council <council@lincoln.ne.gov>

cc:

bcc:

Subject: InterLinc: Council Feedback

06/08/2004 08:40 AM

InterLinc: City Council Feedback for
General Council

Name: Christy Koranda
Address: 7963 Nob Hill Road
City: Lincoln, NE 68516

Phone: 402 450-7720
Fax:
Email: crstnol@neb.rr.com

RECEIVED
JUN 08 2004
CITY COUNCIL
OFFICE

Comment or Question:

I would like a response from the council as to why South 80th street between Nob Hill Road and Dougan Drive has been barricaded yet again. Our house sits on the corner of 80th & Nob Hill Road and was vandalized on the night of May 4, 2004 because someone decided to go around these barricades through our yard on the same day of our new sod being laid. We called the Lincoln Police out on the morning of May 5, 2004 and after that officers investigation, we were told that the police were requiring the street to be opened due to medical emergency vehicles needing to get through that street. As it happens, the same night, May 4, 2004, as someone driving through our yard, there was a medical emergency on Dougan Circle, and the paramedics wasted precious time trying to get through on 80th street and instead having to back track to go through the Pine Lake neighborhood. Now, on June 7, 2004, apparently Mayor Colleen Seng has over-ruled the police and is catering to the President of the Pine Lake Association by allowing the barricades to be put back in place. At 9:58PM on June 7, 2004 the very same day that the barricades went back up, we had yet another vehicle drive through our yard around the barricades. We called the police again, and in our wait for the officer to show up, yet another vehicle drove around the barricades through our yard. We have been lucky in the fact that as of yet, the 3 different vehicles that have driven through our grass to avoid these barricades have not broken any sprinkler heads. So far our damage has been limited to our sod, however, this will not be inexpensive to fix. I would like to know if the city council, Mayor Seng's office, or the Pine Lake Association is prepared to pay the bills that will eventually mound to repair our yard and sprinklers. My husband & I are very upset about this mater. We personally never cared about wheather or not the street was barricaded, untill we recieved property damage. Now we are very upset, not just about the damage, but about how one person seems to be able to control the council and the Mayor as to what happens with the city streets. I see no benefit to the road being barricaded as I am told this is an

arrangement that is only temporary anyways. My understanding is that the Pine Lake Association president is concerned about the excess traffic that his neighborhood is going to receive, when the fact is, that we have witnessed several Pine Lake residents using 80th street, and we have not seen any Parker's Landing residents going through the Pine Lake neighborhood. I also understand that the Pine Lake Association president doesn't feel that the children of Pine Lake are safe to play in the streets with all the traffic, however, my 2 young children seem to be at more of a risk of being hit by a car in our own yard. I have photographs of the damage to our yard, and we also have photographs of one of the vehicles actually driving through our yard. The police however have stated that there is basically nothing that they can do anymore to help us as the Mayor apparently is to have the final word. I have never been more disappointed to be resident of the city of Lincoln than I am right now, believing in my opinion, that the common property owner can not get any assistance, and only the property owners with deep enough pockets seem to get any results.

-



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov>
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

06/09/2004 10:04 AM

InterLinc: City Council Feedback for
General Council

Name: Mrs. Chris Barnett
Address: 1607 Janssen Dr.
City: Lincoln, NE 68506

Phone: 486-4944
Fax:
Email: jab0715@aol.com

RECEIVED
JUN 09 2004
CITY COUNCIL
OFFICE

Comment or Question:

I am writing with a deep concern regarding the possibility of not having school resource officers next year. As a parent of 2 LPS students and as a teacher with LPS I have seen first hand the vital role that these officers have. Perhaps the general public thinks that the entirety of their duties lies in speaking to classes and eating lunch with students. These are important pieces of what they do. However, this year I have seen Officer Standley, our resource officer deal with very serious issues on a daily basis. He works closely with our students, families, staff and community members to work through these situations. If he were not assigned to our building, another officer would need to be called to handle these situations. It is a HUGE benefit to have him there to provide the continuity and communication needed to handle these cases. The relationship that he develops with all people that he works with is vital to the positive climate of our school. I am speaking just from the experience that I have with him at Hawthorne, but, I know that the many other schools that he works with would echo these sentiments.

I understand that economic times and budgets are tight. However, this funding for Resource Officers, is NOT a luxury item that should be cut. It is extremely important to me as a parent and as an educator that this funding be found. I urge you to "look with new eyes" to find a solution to fund these officers.

Thank you for your time,
Mrs. Chris Barnett



"Carol B"
<carolserv@hotmail.co
m>

06/09/2004 10:50 PM

To: aabbott@ci.lincoln.ne.us, council@ci.lincoln.ne.us,
Mayor@ci.lincoln.ne.us, RHoskins@ci.lincoln.ne.us
cc:
Subject: sidewalks

I am very disappointed that our new sidewalk repairs are not up to a standard that we would expect them to be. We have worked too hard to find funds for replacing our broken sidewalks I would not like to see those funds squandered on shoddy workmanship. What would be the problem of bidding out the sidewalks to those that take pride in quality not quantity.

Carol Brown

Getting married? Find great tips, tools and the latest trends at MSN Life Events. <http://lifeevents.msn.com/category.aspx?cid=married>

RECEIVED
JUN 10 2004
CITY COUNCIL
OFFICE



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

06/10/2004 09:12 AM

InterLinc: City Council Feedback for
General Council

Name: Lyle Bigley
Address: 2140 Breckenridge Dr.
City: Lincoln, NE 68521

Phone: 402-276-3698
Fax:
Email: bigley20@alltel.net.

Comment or Question:

Apparently the response time for my neighborhood is longer then require according to the fire chief. The bond issue failed for a fire station on this end of town. I talked to the planning dept and traffic engineers about opening Flecher Ave. to 14th street. They said this is up to the developer. I'm talking about the 27th and Fletcher Ave. Fletcher Ave ends approximately at 18th Street. I was thinking if this was open to 14th Street it would speed the response time for fire dept response to our neighborhood. We have the Belmont Fire Station and the Highlands Fire Station. Presently the have to go down Superior Street to 27th then down to 27th and Fletcher. Thanks for your consideration. Lyle

RECEIVED
JUN 10 2004
CITY COUNCIL
OFFICE

RECEIVED

JUN 10 2004

CITY COUNCIL
OFFICE

RECALL AFFIDAVIT

PRINCIPAL CIRCULATOR FORMER COUNTY BOARD

RECEIVED
JUN 10 2004
LANCASTER COUNTY
BOARD

04 JUN 7 PM 3 17

State of Nebraska)

County of Lancaster)

ss.

I, Michael Phipps Kaye, a registered and qualified voter residing within the political subdivision and district from which the officer to be recalled was elected, being first duly sworn, state as follows:

1. My name is Michael Phipps Kaye, and I presently reside at

Please Print Name

No where

Number and Street

City

NE

617-8562

Home Phone Number

617 8562

Work Phone Number

2. I am a registered voter within the proper jurisdiction subject to the recall action.

3. This affidavit is being made pursuant to 32-1301 to 32-1309 seeking the removal of

Saleem Sana, who presently holds the office of Mayor City of Lincoln

****4. The general statement of reason(s) for recall is(are) (or is attached):

"see attached"

5. I request the Filing Officer to issue 900 petitions to me as Principal Circulator.

Michael Phipps Kaye

Signature of Principal Circulator

Subscribed and sworn to before me this 7th day of June, 20 04

David J Shively

Notary or Filing Officer

For Office Use Only

Petition number 1 through _____ were issued to Principal Circulator on this _____ day of _____, 20____.

****Nebraska Statute 32-1303 states in part 'the affidavit shall.....include in typewritten form in concise language of sixty (60) words or less the reason or reasons for which recall is sought'.

Coleen Seng has never had a real job a days honest work would kill her.

Since Ms. Seng tried to put me in Regional Center as I criticized LPD. I fee the senile old Adolph Hitler clone needs to recalled.

Seng is obviously unfit to hold public office has the ethical standards of a rabid jackel.

CLERK COUNTY
JUL 7 PM 3 17
FILED

Michael Phipps Kane

RECEIVED
JUN 10 2004
CITY COUNCIL
OFFICE

For Congress

RECEIVED
JUN 10 2004
LANCASTER COUNTY
BOARD

U.S. House of Representatives

Libertarian

ex-con — biker — bounty hunter — lawyer

**ADDENDUM
TO
DIRECTORS' AGENDA
MONDAY, JUNE 14, 2004**

I. MAYOR

1. NEWS RELEASE - RE: Coliform Found In Water In Northeast Lincoln - Affected residents asked to boil water or use bottled water as precaution - (See Release)
2. NEWS RELEASE - RE: Mayor Encourages Continued Outdoor Water Conservation Efforts - Voluntary water restrictions continue - (See Release)
3. NEWS ADVISORY - RE: Mayor Seng will speak at the Veterans Memorial Garden Celebration at 10:00 a.m., Saturday, June 12th - (See Release)
4. NEWS RELEASE - RE: West Lincoln Water Pressure Restored Following Private Contractor Error - (See Release)
5. NEWS RELEASE - RE: Public Invited To Park Dedication - (See Release)
6. NEWS RELEASE - RE: City Taking More Water Samples In Northeast Lincoln - Affected residents encouraged to continue taking precautions until test results available - (See Release)
7. NEWS RELEASE - RE: Clarification To Previous Release - Water Continues To Be Tested In Northeast Lincoln - (See Release)

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS - NONE

B. DIRECTORS AND DEPARTMENT HEADS

HEALTH DEPARTMENT

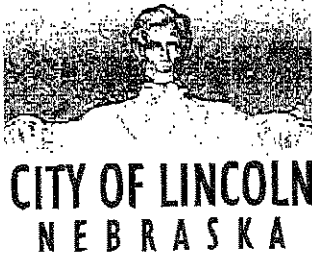
1. NEWS RELEASE - RE: Symposium Aimed At Helping Women - (See Release)

LINCOLN-LANCASTER COUNTY EMERGENCY MANAGEMENT

1. NEWS ADVISORY - RE: Lancaster County Emergency Management will hold a news briefing at 9:00 a.m., Friday, June 11th - Lancaster County, State and Federal officials will discuss the on-going relief effort in Hallam and other parts of Lancaster County - (Council received their copies of this Release in their Thursday packets on 6/10/04) (See Advisory)

C. MISCELLANEOUS

1. Faxed Letter from Becky Vandenberg, President/Water Operator SID#6 - RE: Property rezoning SID#6 Emerald, NE - Scheduled for debate 6/14/04 - (See Letter)
2. E-Mail from Judy Halstead - RE: 10/11 spot - (See E-Mail)
3. E-Mail from Jeff & Sharon Santema - RE: Down Zoning for Irvingdale Neighborhood - (See E-Mail)
4. E-Mail from Gregg Culver - RE: Smoking Ordinance - (See E-Mail)



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: June 10, 2004**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831
Scott Holmes, Health Department, 441-8019
Steve Owen, Lincoln Water System, 441-5925

COLIFORM FOUND IN WATER IN NORTHEAST LINCOLN

Affected residents asked to boil water or use bottled water as precaution

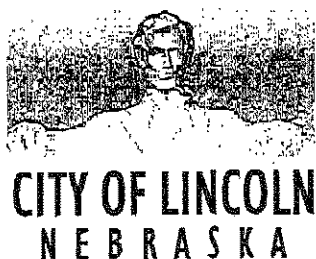
Water sampling has revealed coliform bacteria in an area of northeast Lincoln. The area affected is a triangle bordered by Adams Street on the south, 70th Street on the east and Cotner Boulevard on the northwest. There are no immediate health concerns, but as a precaution, the City advises those in the area who have infants or health problems, such as severely compromised immune systems, to boil their drinking water or use bottled water until further notice.

The problem was caused by a private contractor who damaged a water line near 70th and Adams. Fortunately, the damaged line is at the end of the pressure system, and the likelihood that water in other parts of the system is affected is very small.

Coliform bacteria are very common in the environment and can be present in soil. Most coliform bacteria do not present health risks. However, the presence of coliform in a water sample is an indication that other bacteria could be present and could cause health problems, such as diarrhea.

The State of Nebraska requires Lincoln Water System (LWS) to conduct water sampling throughout Lincoln. On June 2, one water sample in the affected area tested positive for coliform bacteria and E. coli bacteria. Any time coliform bacteria are found, follow-up sampling is conducted. Follow-up samples taken at more than 20 sites, including the original positive site, did not find E. coli. However, samples taken June 8 at two sites very close to the 70th and Adams area had other coliform bacteria.

LWS and the Lincoln-Lancaster County Health Department will have staff in the affected area today taking more water samples, flushing lines and answering questions. Residents who have questions can call LWS at 441-7571



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: June 11, 2004**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831
Nick, McElvain, Lincoln Water System, 441-5931

MAYOR ENCOURAGES CONTINUED OUTDOOR WATER CONSERVATION EFFORTS

Voluntary water restrictions continue

Mayor Coleen J. Seng today said the water conservation by Lincoln residents is paying off, with the average daily usage below usage at this time last year.

Under the voluntary outdoor water conservation measures, residents with addresses ending in even numbers are asked to water lawns on Wednesdays, Fridays and Sundays. Those with addresses ending in odd numbers are asked to water on Tuesdays, Thursdays and Saturdays. Mondays are reserved for watering golf course fairways and other special needs.

While precipitation in the Lincoln area has been above normal recently, the sources of the City water supply from the Platte River and its tributaries continue to receive below normal precipitation as the drought continues in western and central Nebraska.

"It is extremely important that citizens continue to comply with the voluntary restrictions to maintain an adequate water supply," said Mayor Seng. "We never know what the summer will bring, but conserving now will help to maintain our water supply and avoid mandatory restrictions."

In 2003, the City made changes to the water management plan to make it easier for residents to comply with voluntary outdoor water conservation measures.

Citizens are asked to wash vehicles on the same schedule as lawn watering. The Lincoln Water System recommends the following conservation tips:

- Water during the cool part of the day, and avoid watering on windy days.
- Adjust sprinklers to water only the lawn, not the sidewalk or street.
- Use a broom, not a hose and water, for outdoor cleaning.
- Wash your vehicles with a pail of soapy water, using the hose only to rinse the car.

- more -

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OFFICE

Water Conservation**June 11, 2004****Page Two**

If the voluntary restrictions become mandatory, residents would be required to follow the watering schedule. Customers who violate the restrictions would be subject to fines and could have their water service terminated. Violators would be liable for all costs of enforcement.

To help residents reduce their outdoor water use, the Mayor's Water Conservation Task Force has published a brochure called "**A Guide to Planting Waterwise.**" The brochure is available on the City web site at lincoln.ne.gov and at the County-City Building, local nurseries and retailers carrying lawn and garden stock and supplies.

City residents are also reminded that water fees are structure to encourage conservation – the more water used, the higher the rate. Information on water rates can be found on the City web site under Public Works and Utilities.



CITY OF LINCOLN
NEBRASKA

NEWS ADVISORY

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

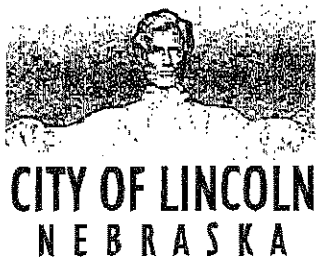
555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

DATE: June 11, 2004

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Coleen J. Seng will speak at the **Veterans Memorial Garden Celebration** at **10 a.m. Saturday, June 12** at the Garden in Antelope Park. The Garden, which has 17 memorial monuments, is directly east of the Auld Recreation Center. The program will include remarks from Lincoln Parks and Recreation Director Lynn Johnson and Lt. Commander Bruce Davidson of the Seabees. The Lincoln Police Department will provide an honor guard. Music will include the singing of the National Anthem, bagpipes playing "Amazing Grace" and buglers playing "Taps." For more information, contact Beech Dale at 489-7025.

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NEWS RELEASE

MAYOR COLEEN J. SENG

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PUBLIC WORKS AND UTILITIES DEPARTMENT

Lincoln Water System, 2021 N. 27th Street, Lincoln, NE 68503, 441-7571, fax 441-8493

FOR IMMEDIATE RELEASE: June 11, 2004

FOR MORE INFORMATION: Steve Owen, Lincoln Water System, 441-5925

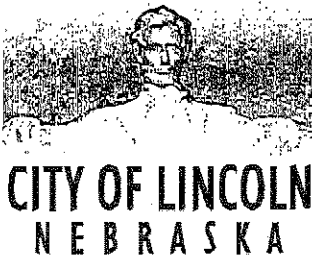
WEST LINCOLN WATER PRESSURE RESTORED FOLLOWING PRIVATE CONTRACTOR ERROR

The Lincoln Water System (LWS) has fully restored water pressure to parts of west Lincoln following a temporary reduction in water pressure Monday afternoon when a contractor improperly removed a fire hydrant from the City's water main. A private contractor was working on a paving project near Northwest 48th and West Thatcher when workers attempted to remove the fire hydrant, causing a large leak in the system. LWS responded quickly by switching affected customers to a lower pressure zone, which allowed for water service to be maintained during repairs.

Customers affected by low pressure were generally in the areas of West "O" Street west of Southwest 40th and south to West "A" Street west of Southwest 27th. Proper operating pressures were restored by 5 p.m.

Private contractors are never authorized to operate any part of the water system and are not allowed to perform work affecting the system without proper authorization.

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NEWS RELEASE

MAYOR COLEEN J. SENG

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FOR IMMEDIATE RELEASE: June 11, 2004**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831

Kim Hachiya, UNL, 472-8844

Mike Mascoe, Lower Platte South NRD, 476-2729

PUBLIC INVITED TO PARK DEDICATION

Mayor Coleen J. Seng and the Antelope Valley Partners invite the public to the dedication of the new Fleming Fields Recreational Sports Park at 4 p.m. Thursday, June 24 at 32nd Street and Leighton Avenue. Parking is available at 33rd Street and Huntington Avenue. The 29.5-acre park is part of the neighborhood revitalization portion of the Antelope Valley Project.

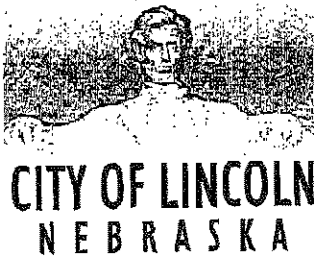
The park was the first of the Antelope Valley Phase One Priority Projects. Construction on the park began two years ago with a tree planting by the three Antelope Valley partners -- the City of Lincoln, the University of Nebraska - Lincoln and the Lower Platte South Natural Resources District.

The park includes four lighted softball and youth baseball fields; a lighted multi-use sports field; the new Woodside Playground; and about 355 off-street parking stalls. Part of the Dietrich Trail has been relocated, and the lighting has been improved. About 400 new trees have been planted. A multi-purpose play court is also planned.

A grant from the Baseball Tomorrow Fund helped to build the new playing fields. The Fund is a joint initiative of Major League Baseball and the Major League Baseball Players Association to promote and enhance the growth of baseball throughout the world.

The Phase One Priority Projects are scheduled to be completed over a six- to ten-year period. Work has been completed on the Antelope Creek waterway from Salt Creek to the railroad tracks along the west side of the Devaney Sports Center. Work is under way on new roadways and bridges over Antelope Creek at Military, "Y" and Vine streets. The project includes the construction of 12 bridges and 6.2 miles of new roadway. Public investments in reducing the flooding threat and traffic congestion will attract private investments in housing, retail and office developments and community centers.

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NEWS RELEASE

MAYOR COLEEN J. SENG

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OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: June 11, 2004**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831
Scott Holmes, Health Department, 441-8019
Steve Owen, Lincoln Water System, 441-5925RECEIVED
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CITY COUNCIL
OFFICE**CITY TAKING MORE WATER SAMPLES IN NORTHEAST LINCOLN***Affected residents encouraged to continue taking precautions until test results available*

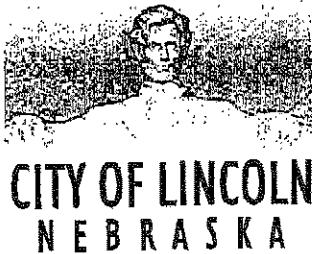
The Lincoln Water System (LWS) continue to take water samples and flush lines in an area of northeast Lincoln where water sampling has revealed coliform bacteria. New test results will be available and released to the public next week.

The area affected is a triangle bordered by Adams Street on the south, 70th Street on the east and Cotner Boulevard on the northwest. There are no immediate health concerns, but as a precaution, the City advises those in the area who have infants or health problems, such as severely compromised immune systems, to boil their drinking water or use bottled water until further notice.

Scott Holmes, Manager of the Environmental Public Health Division of LLCHD, said those with home water purifying systems should continue to take precautions if they have infants or those with health problems in the household. While some home water purifying systems designed to remove bacteria can be effective, proper installation and maintenance are very important.

Officials believe the problem was caused by a private contractor who damaged two water service lines near 70th and Adams.

Residents who have questions can call LWS at 441-7571



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

CLARIFICATION TO PREVIOUS RELEASE

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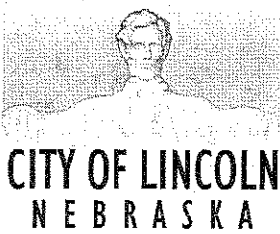
FOR IMMEDIATE RELEASE: June 11, 2004**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831
Scott Holmes, Health Department, 441-8019
Steve Owen, Lincoln Water System, 441-5925

WATER CONTINUES TO BE TESTED IN NORTHEAST LINCOLN

The Lincoln Water System (LWS) is continuing to take water samples in an area of northeast Lincoln where coliform bacteria was detected. Results on the water samples taken Thursday were available this afternoon, and the samples tested negative for coliform bacteria. However, officials encourage residents in the affected area to continue to take precautions until further testing is completed next week. If water samples taken next Monday and Tuesday are also negative, officials will inform the public that no further precautions are needed.

The area affected is a triangle bordered by Adams Street on the south, 70th Street on the east and Cotner Boulevard on the northwest. There are no immediate health concerns, but as a precaution, the City advises those in the area who have infants or health problems, such as severely compromised immune systems, to boil their drinking water or use bottled water until further notice.

Residents who have questions can call LWS at 441-7571



NEWS RELEASE

MAYOR COLEEN J. SENG



www.ci.lincoln.ne.us

LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

3140 N Street, Lincoln NE 68510 • Phone: 441-8000

Fax: 441-8323 or 441-6229

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OFFICE

FOR IMMEDIATE RELEASE: June 9, 2004

FOR MORE INFORMATION: Lisa Henning, 441-8049

SYMPOSIUM AIMED AT HELPING WOMEN

WorkWell, Inc. is hosting a Women's Health Symposium on Thursday, June 17 at Hillcrest Country Club. Bruce Taylor M.D. and Debra Taylor P.A.-C will be discussing signs and symptoms of perimenopause and menopause as well as the facts, quality of life, and options for women approaching or experiencing menopause. This informative program begins at 6:30 p.m. and does include dinner. Door prizes will also be available. The symposium is sponsored by Wyeth Pharmaceuticals and Hy-Vee Pharmacies. Anyone interested in the program should contact WorkWell at 441-8049 no later Monday, June 14.



Lincoln - Lancaster County Emergency Management

575 S. 10th Street
Lincoln, Nebraska 68508
Phone: (402) 441-7441
Fax: (402) 441-7407

NEWS ADVISORY

LANCASTER COUNTY EMERGENCY MANAGEMENT
555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

DATE: June 10, 2004

FOR MORE INFORMATION: Dave Norris, Citizen Information Center, 441-7547

Lancaster County Emergency Management will hold a news briefing at **9 a.m., Friday, June 11** in the Lincoln Police Department/Lancaster County Sheriff's Media Briefing Room, 1st Floor, 575 S. 10th Street.

Lancaster County, State and Federal officials will discuss the on-going relief effort in Hallam and other parts of Lancaster County.

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Phone (402)476-3590
Fax (402)476-3752

June 11, 2004

Lincoln City Council
555 So. 10th Street
Lincoln, NE. 68508

RECEIVED
JUN 11 2004
CITY COUNCIL
OFFICE

RE: Property rezoning SID#6 Emerald, NE.
Scheduled for debate 6/14/04

Dear Council Members,

The residents of Emerald Ne., an unincorporated community aka SID#6 located approximately two(2) miles West of Lincoln City limits, are asking that you approve this zoning request. Emerald is comprised of sixteen(16) "residential" and nine(9) business properties.

I was made aware this past fiscal year that all of the properties in our community are zoned, according to City/County planning, commercial. Naturally the residents were upset with the aspect accompanying commercial zoning. Our homes are now in compliance with residential zoning regulations. We could not rebuild our homes as they are and still maintain commercial set backs.

The planning department approved our request the planning commission did not. Their reasoning is that commercial property directly across the street should in fact dictate the necessary zoning. My house was here long before the commercial building was erected and I have seen three separate business's come and go through that building. The old school building is still zoned public use when in fact it was sold to a private individual several years ago. They did approve the zoning change of property on the North side of "O" Street, that includes two(2) residential properties. Their reasoning; residential property across the street, when in fact both properties face commercial use.

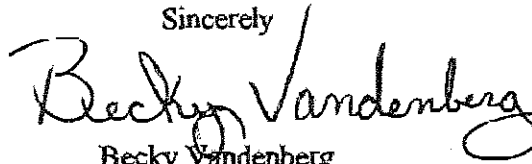
Would the combination of split zoning not be in accordance with the new eclectic planning the City of Lincoln hopes to instill? Why are we being forced to defend our properties as they are in reality, theory and by definition when in fact we were never made aware of, nor given an opportunity to object to, any change?

This is our home, where we reside, of which we are residents aka our domicile. I myself have lived in this house for twenty-two(22) years. When we bought our house the appraisal claimed it was zoned AG land, the bank loans claimed AG land, each and every year I pay my property taxes both State and Federal claim its AG land. Never did I have any indication my land was zoned any other than AG land, and neither did any of the other residents requesting this change.

Many of our residents have spent their entire lives here, raised their children here, maintaining the intent of peacefully spending the rest of their here.

We want to preserve the integrity of our neighborhood, the value of our homes as residential properties, the sanctity of our lives as we know them to be and secure in the knowledge that we can rebuild what we've lost.

Sincerely



Becky Vandenberg
President/Water Operator SID#6
8301 W. "O" Street
Emerald, NE. 68528
Phone (402) 476-3590
Fax (402) 476-3752

CC:

County Commissioners
Sen. Dave Landis

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OFFICE



JHalstead@ci.lincoln.n
e.us

06/10/2004 10:33 PM

To: JCookCC@aol.com, PatteNewman@neb.rr.com, ksvoboda@alltel.net
cc: bdart@ci.lincoln.ne.us, cburke@ci.lincoln.ne.us,
ckielty@ci.lincoln.ne.us, council@ci.lincoln.ne.us
Subject: 10/11 spot

For those of you who saw tonight's 10/11 news story on the 10:00 news I have to go on record to tell all of you I am very disappointed with the story. The comments that I made were all on tape. For the record, I made NO other comments about the ordinance period - not about it "not going far enough" nor about "whether the Health Dept likes it or not". I do not know what Glenn said and if it may have been taken out of context, but it bothers me that it appears that the TV station is trying to divide the Council and the Dept on this and that is not the case. To my knowledge, no one else discussed the ordinance with 10/11 from the Dept. and be assured the tone of the story was THEIR's - my attempt was to "downplay" whatever changes come forward - we will implement whatever is passed. I am sending this to Jonathan and Patte and Ken at their addresses and the Council email to the rest as I don't have any of your others with me at home.

I have already called 10/11 and left a message for Kyle Fisher to call. Please let me know if you have any questions. 441-4603. Judy

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Joan V Ray

06/14/2004 09:22 AM

To: "Jeff Santema" <jsantema@inebraska.com>
cc: <council@ci.lincoln.ne.us>
Subject: Re: Downzoning for Irvingdale Neighborhood

Dear Mr. & Ms. Santema: Thank you for your words of encouragement. They are appreciated.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Jeff Santema" <jsantema@inebraska.com>



"Jeff Santema"
<jsantema@inebraska.com>
com>

06/12/2004 10:09 AM

To: <council@ci.lincoln.ne.us>
cc:
Subject: Downzoning for Irvingdale Neighborhood

To our council members:

A sincere "Thank you" for your time and efforts to pass the Downzoning for the Irvingdale Neighborhood Association. We really do appreciate it!

Homeowners,

Jeff and Sharon Santema

jsantema@inebraska.com

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Joan V Ray

06/14/2004 09:15 AM

To: "Gregg C." <greggc@inebraska.com>
cc: council@ci.lincoln.ne.us
Subject: Re: Smoking Ordinance

Dear Mr. Culver: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

"Gregg C." <greggc@inebraska.com>



"Gregg C."
<greggc@inebraska.co
m>

To: council@ci.lincoln.ne.us
cc:
Subject: Smoking Ordinance

06/10/2004 10:14 PM

Dear City Council,

Please don't push back the smoking ban ordinance. I am tired of having to breathe smoke when I eat out. Restaurants and bars have already had plenty of time to get ready for the ordinance.

Gregg Culver
2146 Sandstone Road
Lincoln, NE 68512

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CITY COUNCIL
OFFICE

**DIRECTORS' MEETING
MINUTES
MONDAY, JUNE 14, 2004
CONFERENCE ROOM 113**

Council Members Present: Terry Werner, Chair; Ken Svoboda, Vice-Chair; Jon Camp, Jonathan Cook, Patte Newman, Glenn Friendt, Annette McRoy (arrived late).

Others Present: Mark Bowen (arrived late), Ann Harrell, Lin Quenzer, Mayor's Office; City Clerk, Joan Ross, Deputy City Clerk, Teresa Meier-Brock; Dana Roper, City Attorney; Directors and Department Heads; Darrell Podany, Aide to Council Members Camp, Friendt, & Svoboda; Tammy Grammer, City Council Staff and Nate Jenkins, Lincoln Journal Star Representative.

I. MAYOR - Mayor Coleen Seng not present.

1. Washington Report - June 4, 2004. — NO COMMENTS

II. CITY CLERK

City Clerk Joan Ross stated under "Public Hearing-Liquor" Items 1 through 4 are all related to "Osco Drug", so she will call them all together. Mr. Werner replied okay. *[Application of American Drug Stores, Inc. dba Osco Drug #5246 for a Class C liquor license at 130-B N. 66th Street; Manager application of Don D. Westerlin for American Drug Stores, Inc. dba Osco Drug #5246 at 130-B N. 66th Street; Application of American Drug Stores, Inc. dba Osco Drug #5218 for a Class C liquor license at 5500 S. 56th Street; Manager application of Don D. Westerlin for American Drug Stores, Inc. dba Osco Drug #5218 at 5500 S. 56th Street]*

Items 6, 7 & 8 all relate to employee group classifications in pay raises, so can these 3 items be called together or would Council prefer separating them. Mr. Werner asked Don Taute what he thought about it. Don Taute stated they're amending the pay schedule for a couple of them, but there not necessarily all related. On Item 8 they're amending the pay schedule to create a classification. Since they're really just amending the pay plan they all relate in that regard, but one is the actual creation of a new class. Mr. Werner said okay, they'll call Items 6 & 7 together and Item 8 separate. City Clerk Joan Ross stated okay. *[Amending the pay schedule for a certain employee group prefixed by the letter M by changing the pay range for Community Health Services Manager; Amending the pay schedule for a certain employee group prefixed by the letter A by changing the job classification of Water Service Worker III to Water Service Supervisor and to*

amend the pay range of Water Meter Shop Supervisor; Amending the pay schedule for a certain employee group prefixed by the letter E by creating the job classification of Ombudsman]

Items 11 & 12 will be called together. *[Change of Zone 04033-Application of St. Elizabeth Community Health Center for a change of zone from O-3 Office Park District to B-2 Planned Neighborhood Business District on property generally located south of Kensington Drive and west of N. 26th Street; and Use Permit 94B-Application of St. Elizabeth Community Health Center to increase the boundary of the existing Use Permit to allow a total of 47,000 sq. ft. of floor area and a reduction in the front yard setback along N. 26th Street from 50 feet to 20 feet, on property generally located south of Kensington Drive and west of N. 26th Street]*

Items 13, 14 & 15 will be called together and Items 13 & 14 have Substitute Ordinances that they should have already. *[Annexation No. 04006-Amending the Lincoln Corporate Limits Map by annexing approximately 3.979 acres of property generally located at South 84th Street and Norval Road; Change of Zone 04010-Application of Ron Tonniges for a change of zone from AG Agricultural to R-1 Residential on property generally located at S. 84th Street and Norval Road; and Approving the Brandt Heights 1st Conditional Annexation and Zoning Agreement between the City and Ronald A. Tonniges and Marva R. Tonniges outlining certain conditions and understandings with regards to the annexation of approximately 3.979 acres of property generally located north and south of Norval Road and east of 84th Street]*

For Item 17 they have a Motion-To-Amend. *[Amending Section 5.04.130 of the Lincoln Municipal Code to amend the provisions restricting retail liquor sales on Sunday to allow both on and off sale between the hours of 6:00 a.m. and 12:00 noon on July 4, 2004 only]*

City Clerk Joan Ross stated she handed out the “Miscellaneous Referral Sheet” to Council and that’s very routine.

City Clerk Joan Ross stated that Mike Rierden stopped by and asked for a two week delay for Items 33 through 37. He would like to delay now two additional weeks, she guess they’re just not ready to go, so it will be a 5:30 p.m. meeting on June 28th. [See Formal Agenda for descriptions on these 5 items-6/14/04]

For Item 40 they have the Motion-To-Amend that Council asked for on deleting the word “pushcart”. *[Amending Chapter 14.55 of the Lincoln Municipal Code governing sidewalk vendors to streamline the application process and to expand the definition and areas served by vendor carts]*

For Item 54 they have a Motion-To-Amend. Mr. Cook noted someone wants a 24 month time limit instead of 12. *[Appeal of Orchid Enterprises, LLC, from the Planning Commission conditional approval of Special Permit 04020 for a limited landfill at S.W. 27th Street and West O Street, requiring a 12 month time limit]*

City Clerk Joan Ross stated that Teresa [Meier-Brock] will be taking the Council Meeting today. Mr. Werner stated okay.

Mr. Cook stated on Item 10, which is the Emerald change of zone, he thinks they may need an amendment that would change it back to the original application. *[Change of Zone 04029-Application of Sanitary and Improvement District No. 6 for a change of zone from AG Agricultural to H-3 Highway Commercial and from R-1 Residential and H-3 Highway Commercial to R-1 Residential on property generally located at N.W. 84th Street/S.W. 84th Street and West O Street]*

Mr. Cook noted on Item 13 the map that they were given was mislabeled as a Resolution. Mr. Cook commented these Resolution and Ordinance numbers are running so close it’s easy to get them confused. City Clerk Joan Ross stated okay, she’ll correct it. *[Annexation No. 04006-Amending the Lincoln Corporate Limits Map by annexing approximately 3.979 acres of property generally located at South 84th Street and Norval Road]*

Mr. Cook stated for Item 17 did they talk about alternate language on the liquor sales deal because the language they’ve got says that if they allow it between 6:00 a.m. and Noon with a SDL. City Clerk Joan Ross noted they have a Motion-To-Amend. Mr. Cook stated ‘oh’ okay, he didn’t see it. Mr. Cook read through the Motion-To-Amend ‘beer and wine only’, so that’s all State Law allows is beer and wine only from 6:00 a.m. to Noon and they just get rid of all the SDL’s. Dana Roper stated that’s correct for beer and wine. They’ve got two ways to go, it’s how much they want to allow and if they want the hard liquor the only way to get the hard liquor is through a SDL. Mr. Cook commented they could do both, they could allow beer and wine by right during those morning hours and require them to get a SDL for hard liquor. Mr. Roper commented true, they can do a combination. Mr. Cook stated is there any other time of day where there’s a separation like the beer and wine is allowed, but hard liquor isn’t. Mr. Roper

replied no. Mr. Cook commented because most of these stores don't separate out there stock that way, do they. City Clerk Joan Ross stated no. Mr. Svoboda stated to Mr. Roper what's the easiest and cleanest way so they don't have 100 SDL's, will the amendment do it. Mr. Roper stated they either say no or they allow beer and wine as a matter of right and nothing more and just say when passing it they're not approving any SDL's this is as far as they're going. Mr. Werner commented so that's what the Motion-To-Amend will do. Mr. Roper replied yes, but he thinks they're going to have to announce their intent to beer and wine only and no SDL's. Mr. Werner stated to City Clerk Joan Ross according to the World Herald they have a lot of SDL's. City Clerk Joan Ross said she went through her list and she has 20 now, but she knows that there is a bunch out there waiting to see what Council does today. Mr. Cook asked what's the approval process for these SDL's. City Clerk Joan Ross responded me. Mr. Cook commented so she can just sign off on them. City Clerk Joan Ross stated then she has to get them to the Liquor Commission and then they will issue the actual license, return it back to her and she has to get them out to people. City Clerk Joan Ross commented like Dana [Roper] said the only thing that she would ask regardless of their decision when they do it they might want to make it very clear to people what it means, so they know what to do. *[Amending Section 5.04.130 of the Lincoln Municipal Code to amend the provisions restricting retail liquor sales on Sunday to allow both on and off sale between the hours of 6:00 a.m. and 12:00 noon on July 4, 2004 only]*

Mark Bowen stated the Mayor is out of town, she left yesterday afternoon and she'll be back on Thursday evening. Mr. Bowen commented Terry [Werner] talked to her on Saturday so he's aware of some stuff.

Mr. Bowen stated from the storm damage on Saturday night they dodged mostly another bullet Saturday night, there was some West "O" storm damage and he thinks Mike [Spadt] and Tom [Casady] can speak to any part of it that they want to address. Fire Chief Mike Spadt stated substantial damage to T.O. Haas and some other businesses on that particular strip and took the roof off the T.O. Haas property and a lot of water damage in other areas. Chief Spadt commented busy night, they were out all night. Police Chief Casady stated every alarm in the City went off because the power failure. If there's lightening and thunder and wind or any combination of the above they'll have lots of false alarms and a lot of it depends on the quality of the alarm system. Chief Casady stated some alarms are installed in away that if there's an interruption of power the alarm will sound as a way of protecting against the burglar who decides to cut the power. So they always get abandon 911 calls by peoples telephones that do the same thing in alarms during storms of any kind, but particularly when you have a large power outage. Of course the usual problem of street lights being out and people in Lincoln being unable to remember from their Drivers Ed. Class or their drivers manual on what they do when the signals out just treat it as a four way stop.

Mr. Bowen stated the Natural Disaster Personnel Policy that Don Taute described to them last week is now in effect, but he doesn't know if any donations have actually been made yet. Don Taute indicated they had a meeting this morning just prior to this and he has not seen anything yet. Mr. Bowen commented it's a voluntary donation program by other employees, so it doesn't cost the City anything extra.

Mr. Bowen stated the Vice-President will be visiting. Police Chief Casady stated the Vice-President is coming to town and it will be an overnight stay and his staff is meeting this morning with the Advanced Team of the Secret Service. Chief Casady commented that he doesn't think it's going to be a huge deal for them. This is the first time they've had a Presidential or Vice-Presidential visit in quite some time. The itinerary should keep this simple and straight forward for them, so he's not particularly concerned about large cost that this has.

Mr. Bowen announced that the Mayor reissued the voluntary water conservation measures, so they're still in effect and encouraging people to also continue to follow voluntary program. Mr. Bowen noted the Sunday Journal Star kind of backed up that need when it talked about the Platte water shortages. So, they're probably going to be doing it again and periodically throughout the summer to remind people. They're just slightly right where they should be, but they encourage more of it.

Also on water, there was a water problem out in the northeast sector when a contractor punctured a water line. Allan Abbott commented punctured twice. Mr. Bowen stated the testing is going on out there regarding the coliform issue. He thinks they're going to be testing through Tuesday and then they'll make a final decision if everything is back to normal or not.

Mr. Bowen noted two meetings to be aware of next week on Thursday, June 24th at 4:00 p.m. the Fleming Park dedication and opening, which is the first of the Antelope Valley Projects. The Pine Lake Parker's Landing Neighborhood Meeting regarding the barrier is this Thursday evening from 7:00 p.m. to 9:00 p.m. at Berean Church. Mr. Werner commented they're still a meeting regardless of the fact they've made a decision. Mr. Bowen indicated the barrier went up, there was another flurry of phone calls and E-Mail's regarding it. He thinks also there has been some talk about whether or not they should have a meeting between the neighborhoods and yes the meeting is still on. Mr. Bowen indicated that Allan [Abbott] will be the led Director there. Mr. Werner noted tomorrow they have the Commons. City Clerk Joan Ross replied the Comp. Plan hearing, yes.

Mr. Bowen stated to Council that he heard from one of them that they did not receive a CIP that went through Planning. Council commented they don't think none of them received it. Marvin Krout stated he found out that no they're not on the distribution list, which surprised him and they will be next year. So, he has 7 copies of the CIP for them, which is good for two weeks. [Mr. Krout handed out copies of the CIP to Council.] Mr. Krout commented he suspect that there will be just minor changes. Mr. Werner commented if there's no changes, he doesn't need another copy of it. Mr. Krout commented or maybe they can just give Council an addendum, he'll check on it.

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

PATTE NEWMAN

1. **OUTSTANDING Request to Ernie Castillo, Wynn Hjermsstad, Marc Wullschleger, Urban Development Department/ Terry Bundy, LES/ Allan Abbott, Public Works & Utilities Director/Mike DeKalb, Marvin Krout, Planning Department/Lynn Johnson, Parks & Recreation Director - RE: Signs or banners identifying individual neighborhoods - (For Witherbee and Eastridge area) - (RFI#20 - 3/24/04). — 1.) SEE RESPONSE FROM TERRY BUNDY, LES RECEIVED ON RFI#20 - 4/12/04. — NO COMMENTS**
2. **OUTSTANDING Request to Nicole Fleck-Tooze, Dennis Bartels, Allan Abbott, Public Works/ Tonya Skinner, Dana Roper, City Law Dept./Marvin Krout, Planning - RE: A resident of the Easthart Neighborhood a problem they had in their development - the commons area between 78th St. & Maxey School - (RFI#21- 4/29/04). — 1.) SEE RESPONSE FROM DENNIS BARTELS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#21 - 5/24/04. — 2.) Response from Dennis Bartels, PW received on RFI#21 - 06/04/04 (Same response as 1.) – NO COMMENTS**
3. **OUTSTANDING Request to Nicole Fleck-Tooze, Allan Abbott, Public Works & Utilities Department - RE: A constituent in the 8200 block of “A” Street - the City is asking their homeowner’s association to pay for maintenance of a commons area - (RFI#22 - 4/29/04). — 1.) SEE RESPONSE FROM GARY LACY, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#22 - 6/07/04 - RE: CARRIAGE PARK DETENTION POND. — Ms. Newman stated this item can be removed from the Agenda. Tammy Grammer stated to Ms. Newman okay.**

4. OUTSTANDING Request to **Allan Abbott, Public Works & Utilities Director/Dana Roper, City Law Department** - RE: The Infrastructure Financing Meeting on 5/18/04 - subject of wheel tax was raised (RFI#24 - 5/19/04). — NO COMMENTS

TERRY WERNER

1. Request to Police Chief Casady - RE: Speeding in residential areas (RFI#128 - 5/25/04) **RESPONSE RECEIVED FROM POLICE CHIEF CASADY ON RFI #128 - JUNE 10, 2004 (See Attached)**. — Mr. Werner stated this item can be removed from the Agenda. Tammy Grammer stated to Mr. Werner okay.
2. Request to Vince Mejer, Purchasing - RE: Notice to Bidders 04-088 (RFI#129 - 6/03/04). — NO COMMENTS

GLENN FRIENDT

1. Request to Lynn Johnson, Parks & Rec. Director - RE: South Salt Creek Community Organization concerns (RFI#33-5/25/04). — NO COMMENTS

JON CAMP

1. E-Mail to Jon Camp from Lori Scott, Distance Learning Help Desk, Nebraska Educational Telecommunication - RE: 4000 South Folsom St. Yankee Hill. — NO COMMENTS
2. E-Mail to Jon Camp from Christy Koranda - RE: S. 80th Street - addresses the barricade issue. — Mr. Camp stated regarding the barricade meeting, he's talked to some people and he knows what they said last week about the fact that they had passed it, but he'd like them to reconsider it. He thinks as to what's happening to the neighbors and all the 80th Street construction they should just get rid of the barricade. Allan Abbott commented this is one of those points that he was going to do at the meeting start off with the facts. The facts are one, City Council through annexation agreement-Resolution or whatever it was says the barricade is going to go up and the only people that can say take it down is the City Council. He can't go against a Resolution or an Ordinance and take it down so that's the purpose of the meeting to find out what the issues are for having it down. Mr. Abbott noted that Mike was going to be there to talk about the health and

safety issues to try to clear up some things; why Public Works cannot take the barricade down, etc. and then they'll open it up for comments. Mr. Abbott noted that he saw Mr. Camp's E-Mail, it would have to be changed by official action of the City Council. Mr. Abbott commented his personal feeling is that they shouldn't have it there. Mr. Abbott stated the Neighborhood Association wanted it, whether everybody in Pine Lake wants it that's what they're going to try to find out at the meeting. They're going to send out invitations to everybody in Parker's Landing and in Pine Lake. Mr. Abbott asked Mr. Camp if he's going to be at the meeting that it really would be good if he could be there. Mr. Camp stated yes, he will be at the meeting. Ann Harrell stated in the end it will require Council action if they want to take it back out, it will require a Public Hearing and Action by the Council, so there will be another opportunity for people to speak. She can only say in her experience in dealing with E-Mail's and neighbors is that there's been a lot of communication by telephone and by mouth and she thinks there's a lot of confusion amongst them about who said what to whom. So, she thinks maybe the meeting will be a chance to clarify what the facts are on it. Mr. Camp stated that he's going to ask Dana [Roper] to have something on their Agenda, he wants to have a Resolution prepared so they have 1st Reading next week on it. That way there's a public notice, if that's the desire to remove it, so he just wants to alert everybody in that regard.

3. E-Mail from Jon Camp - RE: Gene Morrissey - expressed concerns about the 79th & Van Dorn traffic light for students. – Mr. Camp stated to Allan Abbott again on this issue, which he thinks was forward to him. Mr. Camp stated that Mr. Morrissey is a constituent that lives in the area and he ran into him at the Post Office and he just wondered why it cannot be rebuilt at the intersection rather than 75 feet away. Mr. Camp commented he tried to explain to him that he thought there was some Federal Standards. Mr. Abbott stated 'right'. Mr. Camp commented his point was that they're not going to get middle school kids to walk 75 feet, they're going to go where they want to go and he agrees with him. Mr. Abbott replied he does to, but unfortunately it's the Federal requirement that they have to be ex-feet away from the intersection. They have delayed moving those that are at the intersection until there's some reason to do something with them and move them, but that's a Federal requirement. Mr. Abbott commented to Mr.

Camp that he agrees with him. Mr. Camp stated is that something they should work through with Carolyn Chaney to see if ... Mr. Abbott stated they can try, the issue with the problem at the intersection was that people were turning right on red and the knee jerk reaction was to move it away. Mr. Abbott stated to Mr. Camp that they'll get back to him on it.

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE DEPARTMENT/CITY TREASURER

1. Material from Don Herz, Finance Director & Melinda J. Jones, City Treasurer - RE: Resolution & Finance Department Treasurer of Lincoln, Nebraska - Investments Purchased May 24, 2004 thru May 28, 2004. — NO COMMENTS

HEALTH DEPARTMENT

1. NEWS RELEASE - RE: Sweating Out The Heat. — NO COMMENTS
2. NEWS RELEASE - RE: Local Health Department Offers Same Day Testing For HIV - Lincoln/Lancaster County Health Department offers a confidential OraQuick HIV test in recognition of National HIV Testing Day. — NO COMMENTS

LIBRARY

1. NEWS RELEASE - RE: Bookmark Contest Winners Announced "Discover New Trails @ your library!". — NO COMMENTS

LINCOLN/LANCASTER COUNTY EMERGENCY MANAGEMENT

1. NEWS RELEASE - RE: More Volunteers Needed On Thursday, Friday and Saturday To Assist With Continuing Hallam, Lancaster County Cleanup Effort. — NO COMMENTS
2. NEWS RELEASE - RE: County Releases Time Frames For Debris Removal - Target date for completion is June 30. — NO COMMENTS

PLANNING

1. Letter from Becky Horner RE: Stone Bridge Creek 5th Addition Final Plat #04037. — NO COMMENTS

PLANNING COMMISSION FINAL ACTION

1. Special Permit No. 04020 (Limited landfill - S.W. 27th and West “O” Streets) Resolution No. PC-00871. — NO COMMENTS
2. Preliminary Plat No. 04003 - Whitetail Run (Northwest of S.W. 14th Street and Bennet Road) Resolution No. PC-00873. — NO COMMENTS
3. Special Permit No. 04021 (Church steeple/ornamental spire - S. Folsom & Pioneers Blvd.) Resolution No. PC-00867. — NO COMMENTS
4. Special Permit No. 04024 (On-sale alcohol - The Ville Grille - 2701 North 48th Street) Resolution No. PC-00869. — NO COMMENTS
5. Special Permit No. 04022 (On-sale alcohol - Four Suns Restaurant, 3239 S. 13th Street) Resolution No. PC-00868. — NO COMMENTS
6. Special Permit No. 1763A (Sand, soil and gravel excavation - No. 70th Street and Arbor Road) Resolution No. PC-00866. — NO COMMENTS
7. Preliminary Plat No. 04005 - Burlington Northern Industrial Center (N. 63rd Street and Fletcher Avenue) Resolution No. PC-00872. — NO COMMENTS
8. Special Permit No. 04026 (Club/fitness center - Madonna - Pine Lake Road & Stephanie Lane) Resolution No. PC-00870. — NO COMMENTS
9. Preliminary Plat No. 04008 - Boulder Ridge (S. 84th Street and Pine Lake Road) - Resolution No. PC-00877. — NO COMMENTS
10. Special Permit No. 04027 - Early Childhood Care Facility - 3336 North 10th Street Resolution No. PC-00878. — NO COMMENTS
11. Special Permit 04028 - Accessory Building for Wireless Facility - 1212 N.W. 48th Street - Resolution No. PC-00874. — NO COMMENTS

12. Special Permit No. 04029 - Soil Excavation - S. 88th Street & “A” Street)
Resolution No. PC-00875. — NO COMMENTS

PUBLIC WORKS & UTILITIES DEPARTMENT

1. Response Letter from Scott Opfer to Don Burbach - RE: Concerns for traffic safety at the intersections of 27th & Fairfield and 48th & “A” Street. — NO COMMENTS
2. NEWS RELEASE - RE: East-Bound Lanes Of “O” Street To Close Friday Morning. — NO COMMENTS
3. Response E-Mail from Allan Abbott to Carol Brown - RE: Sidewalks. — NO COMMENTS

REAL ESTATE DIVISION

1. Interoffice Memo from Clinton W. Thomas - RE: Vacation of South 49th Street; Prescott to Lowell. — NO COMMENTS
2. Interoffice Memo from Clinton W. Thomas - RE: Vacation of North 21st Street between Vine and W Streets and adjacent to east-west alley 21st to 22nd Street. — NO COMMENTS
3. Interoffice Memo from Clinton W. Thomas - RE: Street & Alley Vacation No. 4002 North 47th Street; W St. to MoPac Railroad. — NO COMMENTS

ADDENDUM - (JUNE 14TH)

I. MAYOR

1. NEWS RELEASE - RE: Coliform Found In Water In Northeast Lincoln - Affected residents asked to boil water or use bottled water as precaution. — Mark Bowen mentioned this issue earlier. (See that discussion)
2. NEWS RELEASE - RE: Mayor Encourages Continued Outdoor Water Conservation Efforts - Voluntary water restrictions continue. — Mark Bowen mentioned this issue earlier. (See that discussion)

3. NEWS ADVISORY - RE: Mayor Seng will speak at the Veterans Memorial Garden Celebration at 10:00 a.m., Saturday, June 12th. — NO COMMENTS
4. NEWS RELEASE - RE: West Lincoln Water Pressure Restored Following Private Contractor Error. — NO COMMENTS
5. NEWS RELEASE - RE: Public Invited To Park Dedication. — Mark Bowen mentioned this issue earlier. (See that discussion)
6. NEWS RELEASE - RE: City Taking More Water Samples In Northeast Lincoln - Affected residents encouraged to continue taking precautions until test results available. — Mark Bowen mentioned this issue earlier. (See that discussion)
7. NEWS RELEASE - RE: Clarification To Previous Release - Water Continues To Be Tested In Northeast Lincoln. — Mark Bowen mentioned this issue earlier. (See that discussion)

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS - NONE

B. DIRECTORS AND DEPARTMENT HEADS

HEALTH DEPARTMENT

1. NEWS RELEASE - RE: Symposium Aimed At Helping Women. — NO COMMENTS

LINCOLN-LANCASTER COUNTY EMERGENCY MANAGEMENT

1. NEWS ADVISORY - RE: Lancaster County Emergency Management will hold a news briefing at 9:00 a.m., Friday, June 11th - Lancaster County, State and Federal officials will discuss the on-going relief effort in Hallam and other parts of Lancaster County - (Council received their copies of this Release in their Thursday packets on 6/10/04). — NO COMMENTS

C. MISCELLANEOUS

1. Faxed Letter from Becky Vandenberg, President/Water Operator SID#6 - RE: Property rezoning SID#6 Emerald, NE - Scheduled for debate 6/14/04. — NO COMMENTS

2. E-Mail from Judy Halstead - RE: 10/11 spot. — Mr. Werner stated he's curious about this E-Mail. Bruce Dart stated [inaudible]. They called the reporter up and had words with him about it as far as the responsibility is to report that story not create one and she wanted to make sure that everybody understood they had nothing to do with the direction that they were coming from.
3. E-Mail from Jeff & Sharon Santema - RE: Down Zoning for Irvingdale Neighborhood. — NO COMMENTS
4. E-Mail from Gregg Culver - RE: Smoking Ordinance. — NO COMMENTS

C. MISCELLANEOUS

1. E-Mail from Andrew H. Carter - RE: During one of her many surfing sessions, she happened across one link concerning Melissa J. Harrington.— NO COMMENTS
2. Letter from Donald P. Finch - RE: Left Turn Signals - concerned about the use of the existing left-hand turn signals at the intersections of 66th & Holdrege, 70th & Holdrege and 56th & South Streets. — NO COMMENTS
3. Letter & Material from Marty Shrader, Bid Specialist, Video Service of America - RE: City of Lincoln Bid #04-110 for Television Studio Equipment - Due: April 21, 2004. — NO COMMENTS
4. E-Mail from Christy Koranda - RE: Would like a response from the Council as to why South 80th Street between Nob Hill Road and Dougan Drive has been barricaded yet again. — NO COMMENTS
5. E-Mail from Chris Barnett - RE: Writing with a deep concern regarding the possibility of not having school resource officers next year. — NO COMMENTS
6. E-Mail from Carol Brown - RE: Sidewalks. — NO COMMENTS
7. E-Mail from Lyle Bigley - RE: Apparently the response time for my neighborhood is longer then require according to the Fire Chief. — NO COMMENTS
8. RECALL AFFIDAVIT from Michael Kane against Coleen Seng, Mayor of the City of Lincoln. — NO COMMENTS

IV. DIRECTORS

POLICE DEPARTMENT - Chief Casady stated to Council that he has a couple of things they should be aware of, if they haven't heard of it already the National Socialist Movement is planning a rally at our State Capitol on July 17th. They're in the earliest stages of planning for it, they've got some information from a couple other Midwest States that had similar rallies like Indiana and Kansas. To make sure that they've got an appropriate response to what they can reasonably anticipate might happen. Chief Casady stated this is a Nazi Party-American Nazi Organization-www.nsm88.com may be a good place to visit to get a sense of what they're going to encounter.

Chief Casady stated the undercover operation they did in Wilderness Park has gathered quite a bit of publicity and continues to do so and he thinks there may be follow up news stories or articles about it. They've had similar operations for many-many years from time-to-time at several different places in and around Lincoln to try to suppress the chance that someone encounters a public sex act going on in one of our public parks. Chief Casady commented he thinks what made this catch their attention a little bit more was that the Milford Superintendent of Schools was among the people arrested driving a Milford School District car. They're not doing anything out of the ordinary other than trying to do what they have always done and that is to do enough enforcement the chances are minimized that the kids attending the parks or anyone else that comes around the corner on a bike or on foot and encounters something that shouldn't be going on in a public park.

Chief Casady stated this will probably gather a little bit of publicity tonight on the news and tomorrow in the newspaper that late Saturday night close to 11:00 p.m. they had an explosion at 1955 South Pershing Road in the backyard. A gentleman that lives there had apparently made a homemade launcher for these large fireworks artillery shells. It was made out of a bucket with cement and PDC pipe, it exploded, sending pieces of charred plastic bucket and cement through the neighborhood and several of the windows next door were blown out. The gentleman was injured, not seriously, he was treated and released at the hospital. Chief Casady stated it's still under investigation, so they don't know exactly where that's going to go. Chief Casady stated the man that was injured that set the device off is Brian Kenton.

V. CITY COUNCIL MEMBERS

ANNETTE McROY - NO COMMENTS

JON CAMP - NO COMMENTS

KEN SVOBODA - NO COMMENTS

GLENN FRIENDT

Mr. Friendt stated that he would like to talk with Bonnie Coffey after the Directors' Meeting today.

JONATHAN COOK - NO COMMENTS

PATTE NEWMAN

Ms. Newman asked Allan [Abbott] if he could talk a little bit about sidewalks. She got an ear full this weekend about it, she got all sorts of reports of cracked sidewalks that are brand new and asked if there's anyway that they can get any sort of quality control or warranty on the sidewalks. Allan Abbott commented like he said to Carol [Brown] that first they have to tell him where they are located. Mr. Abbott stated to Ms. Newman if she gets him a list of where they are located, he'll find out which contractor put them in and see about getting them corrected. Ms. Newman commented is there any guarantee at all, shouldn't they last a certain amount of time. Mr. Abbott replied well sure, if it's cracked this soon, they'll have to go back and replace it.

Ms. Newman stated she has something for Bruce Dart and she would like to speak with Police Chief Casady after the Directors' Meeting today.

TERRY WERNER - NO COMMENTS

Mr. Werner adjourned the meeting at this time. - [Approximately at 11:31 a.m.]

VI. MEETING ADJOURNED - Approximately at 11:31 a.m.

dm061404/tjg